

to continue their studies in history and government.

This year, 104 impressive student delegates were selected because of their outstanding leadership abilities and volunteer work by the chief educational officer from each State to travel to Washington and serve as young "senators" from their respective States for 1 week. They will keep a busy schedule attending meetings and briefings with Senators and congressional staff, the President, a Justice of the Supreme Court, leaders of Cabinet agencies, an ambassador to the United States, and top members of the national media.

The USSYP has a proud roster of more than 5,000 alumni of the program who continue to use the skills they learned from their experience as delegates and many of whom have become public servants.

I am proud to serve as an honorary cochair of the program, and I send my best wishes to each of the students selected to represent their States during Washington Week. I especially send my sincere congratulations to the two Nevada delegates, Daniel Waqar of Las Vegas and Benjamin Link of Eureka.

#### ADDITIONAL STATEMENTS

##### REMEMBERING JUDGE ROGER J. MINER

• Mrs. GILLIBRAND. Mr. President, today I wish to honor a truly brilliant and dedicated jurist who served New York and the Nation as a public servant his entire life. On Saturday, February 18, 2012, I was heartbroken to learn that my mentor and friend, Judge Roger J. Miner, a U.S. Court of Appeals judge for the Second Circuit, passed away of natural causes in his home in Hudson, NY.

I was extremely fortunate to have had the privilege to work with Judge Miner as a law clerk, when he served in the Northern District of New York. I cherished his confidence and support in all my endeavors and I feel blessed to have been able to call him a personal friend and mentor. He not only taught me clear legal analysis, but also inspired me with his integrity, fairness, and great love of public service. I will always remember his generosity, kindness and great intellect that taught me so much.

Born in Hudson, Judge Miner received his bachelor's degree from State University of New York at Albany and his law degree from New York Law School with honors in 1956, where he served as managing editor of the *Law Review*.

Judge Miner was admitted to practice in New York and in the U.S. Court of Military Appeals in 1956. Serving on active military duty from 1956 to 1959, Judge Miner was awarded the Commendation Ribbon with Medal Pendant for his work on the revision of the *Manual for Courts-Martial*. He was ad-

mitted to the Bar of the Republic of Korea in 1958. Judge Miner later was honorably discharged in October 1964 with the rank of captain in the Judge Advocate General's Corps, in the U.S. Army Reserve.

Judge Miner wrote *Ohio State Law Journal* Volume 67 in 2006 where he describes his defense of a person he believes to be the last civilian tried by court martial. The trial was conducted in Korea in 1958 during Judge Miner's service as an officer in the Judge Advocate General's Corps of the U.S. Army. Although a challenge to the jurisdiction of the court martial was rejected and the civilian defendant's conviction was set aside for another reason at trial—the Supreme Court ultimately decided that courts-martial have no jurisdiction over civilians. This development also led to the passage of the Military Extraterritorial Jurisdiction Act to allow for prosecution in U.S. District Courts of civilians employed by or accompanying the Armed Forces overseas.

After leaving active duty, he returned to Hudson, NY, to practice law with his father, and served as the city's corporation counsel from 1961 to 1964.

Judge Miner served as an assistant district attorney of Columbia County, and soon after became district attorney of Columbia County until 1975. The following year, he was elected as justice of the New York State Supreme Court, Third Judicial District, where he served for five years.

Judge Miner was nominated in 1981 by President Ronald Reagan to the U.S. District Court for the Northern District of New York. In 1985, President Reagan promoted Judge Miner to the U.S. Court of Appeals for the Second Circuit, where he served for nearly three decades.

Judge Miner was one of three finalists considered to fill a seat on the U.S. Supreme Court in the late 1980s, but ultimately was not nominated because he openly supported a woman's right to choose. As his wife Jacqueline has recalled she urged him to lie and say he was opposed to choice. He said, "My reputation is too big a price to pay for a seat on the U.S. Supreme Court." This is an example of one of the many courageous choices he made throughout his life, where he put his integrity and what was right ahead of personal ambition or political expediency.

Judge Miner was an adjunct professor for his alma mater, New York Law School, and for Albany Law School. He also served as a member of the board of trustees of the Practicing Law Institute. He held honorary degrees from New York Law School, Albany Law School, and Syracuse University.

Judge Miner is survived by his wonderful wife of 36 years Jacqueline, four sons, Larry, Ronald, Ralph, and Mark; his brother Lance, six grandchildren, a nephew and a niece, and his extended family. My thoughts and prayers are with his family.

Mr. President, I ask all members of this esteemed body to join me as we

honor the life and legacy of Judge Roger J. Miner. Our country has lost a great leader, and a fine jurist who will be deeply missed in New York and across the Nation. •

#### RECOGNIZING ARKANSAS CHILDREN'S HOSPITAL CENTENNIAL

• Mr. PRYOR. Mr. President, it is my distinct honor and privilege to recognize the work of Arkansas Children's Hospital, ACH, on the occasion of its centennial celebration. Founded in 1912, ACH has been at the forefront of pediatric medicine in Arkansas and across the Nation for the last century. Friends and supporters of ACH will gather on March 5, 2012, to celebrate 100 years of ACH history and care to the children of Arkansas, and I join with them in congratulating Arkansas Children's Hospital on its 100th birthday.

Designed originally to serve as an orphanage for the underprivileged children in Arkansas, the Arkansas Children's Home Society was established on March 2, 1912, with a mission to provide and care for the neediest children in Arkansas. Dr. Orlando P. Christian became the first superintendent of the society and soon laid out a vision to build a children's hospital. Kicking off a fundraising campaign for the new hospital in 1919, Dr. Christian stirred attendees with a moving speech and concluded by asking, "The question is no longer what shall we do, but how and when shall we begin our task?"

It took only 7 years for this goal to become a reality when the hospital opened on March 9, 1926, with only two beds but a fully equipped operating room. In the years following, Arkansas Children's Home and Hospital, as it was then known, would face various challenges and triumphs as it continued to add new facilities and services in support of its mission. When Dr. Christian retired in 1933, Mrs. Ruth Olive Beall became the new superintendent. Her 27-year tenure brought the facility through the difficulties of the Great Depression and World War II and saw the institution formally become Arkansas Children's Hospital.

The Burn Center opened in 1953 and continues to be the only center of its kind in the State, treating over 2,000 adults and children every year. The Heart Center at ACH is one of the premier centers in the country. In 2011, doctors at the Heart Center performed an astonishing total of 31 heart transplants, bringing new life and hope to dozens of children and families. In an effort to expand medical care across the State, ACH added a helicopter to its transport services in 1985. Now, more than 1,200 children each year are brought safely to ACH through the Angel One transport helicopters. This addition had a significant impact on the State's infant mortality rate and continues to provide children across the State expanded access to the excellent medical care at Arkansas Children's Hospital. As they like to say,

“Arkansas Children’s Hospital and Angel One are dedicated to providing Care, Love and Hope . . . at 180 miles per hour.”

With each passing year, ACH continues to reinvent itself and add vital services necessary for the care of its patients. This summer, the new South Wing will give ACH its largest expansion to date, with a brandnew ER, NICU, Cardiovascular Intensive Care Unit, and multiple new clinic spaces. This wing will bring ACH to a total of 370 patient rooms. For a facility that started with only two beds, Dr. Christian would be proud of the century of progress made at Arkansas Children’s Hospital.

Mr. President, when the original orphanage was established in 1912, it had a simple mission: to provide and care for the neediest children in Arkansas. A century later, Arkansas Children’s Hospital continues to hold fast to that mission and provide world-class care to every child, without regard to the family’s ability to pay. I am proud of the work ACH and its staff does for the children in Arkansas and across our Nation. My State is truly blessed to have such great care, and I am excited to see the ways this institution will continue to expand in the years to come. I ask my colleagues to join me today in congratulating Arkansas Children’s Hospital on 100 years of service in Arkansas and in wishing ACH another 100 years of success.●

#### PRESIDENTIAL POLICY DIRECTIVE ESTABLISHING PROCEDURES TO IMPLEMENT SECTION 1022 OF THE NATIONAL DEFENSE AU- THORIZATION ACT FOR FISCAL YEAR 2012—PM 42

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Armed Services:

*To the Congress of the United States:*

Attached is the text of a Presidential Policy Directive establishing procedures to implement section 1022 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81) (the “Act”), which I hereby submit to the Congress, as required under section 1022(c)(1) of the Act. The Directive also includes a written certification that it is in the national security interests of the United States to waive the requirements of section 1022(a)(1) of the Act with respect to certain categories of individuals, which I hereby submit to the Congress in accordance with section 1022(a)(4) of the Act.

BARACK OBAMA.  
THE WHITE HOUSE, February 28, 2012.

#### MESSAGE FROM THE HOUSE

At 11:09 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks,

announced that the House agrees to the amendment of the Senate to the bill (H.R. 347) to correct and simplify the drafting of section 1752 (relating to restricted buildings or grounds) of title 18, United States Code.

#### MEASURES PLACED ON THE CALENDAR

The following bill was read the second time, and placed on the calendar:

H.R. 1173. An act to repeal the CLASS program.

#### 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-5083. A communication from the Manager of the BioPreferred Program, Office of Procurement and Property Management, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “Redesignation of the BioPreferred Program” (RIN0503-AA41) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2012; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5084. A communication from the Secretary of the Commission, Division of Enforcement, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled “Business Conduct Standards for Swap Dealers and Major Swap Participants With Counterparties” (RIN3038-AC25) received in the Office of the President of the Senate on February 17, 2012; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5085. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Pyroxasulfone; Pesticide Tolerances” (FRL No. 9334-2) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2012; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5086. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 12-018, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel’s Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-5087. A communication from the Assistant Secretary of Defense (Homeland Defense and Americas’ Security Affairs), transmitting, pursuant to law, a report entitled “Mitigation of Power Outage Risks for Department of Defense Facilities and Activities”; to the Committee on Armed Services.

EC-5088. A communication from the Secretary of the Army, transmitting, pursuant to law, a report entitled “Army Fisher House Program Fiscal Year 2011 Annual Report to Congress”; to the Committee on Armed Services.

EC-5089. A communication from the Assistant Secretary of Defense (Reserve Affairs), transmitting, pursuant to law, a report relative to the modernization priority assessments provided by the Chiefs of the Reserve and National Guard components; to the Committee on Armed Services.

EC-5090. A communication from the Acting Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Richard P. Zahner, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-5091. A communication from the Acting Under Secretary of Defense (Personnel and Readiness), transmitting the report of two (2) officers authorized to wear the insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-5092. A communication from the Acting Assistant Secretary of Defense (Reserve Affairs), transmitting, pursuant to law, a report relative to a proposed change to the Fiscal Year 2010 National Guard and Reserve Equipment Appropriation (NGREA) procurement; to the Committee on Armed Services.

EC-5093. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled “Defense Federal Acquisition Regulation Supplement; Extension of the Department of Defense Mentor-Protégé Pilot Program” ((RIN0750-AH59) (DFARS Case 2012-D024)) received in the Office of the President of the Senate on February 17, 2012; to the Committee on Armed Services.

EC-5094. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled “Defense Federal Acquisition Regulation Supplement; Extension of the Test Program for Negotiation of Comprehensive Small Business Subcontracting Plans” ((RIN0750-AH60) (DFARS Case 2012-D026)) received in the Office of the President of the Senate on February 17, 2012; to the Committee on Armed Services.

EC-5095. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “List of Approved Spent Fuel Storage Casks: Holtec International HI-STORM 100 Cask System, Revision 8” (RIN3150-AJ05) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2012; to the Committee on Environment and Public Works.

EC-5096. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled “Thermal Overload Protection for Electric Motors on Motor Operated Valves” (Regulatory Guide 1.106, Revision 2) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2012; to the Committee on Environment and Public Works.

EC-5097. A communication from the Chief of the Listing Branch, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Endangered Status and Designations of Critical Habitat for Spikedace and Loach Minnow” (RIN1018-AX17) received during adjournment of the Senate in the Office of the President of the Senate on February 21, 2012; to the Committee on Environment and Public Works.

EC-5098. A communication from the Chief of the Listing Branch, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Determination of Endangered Status for the Rayed Bean and Snuffbox Mussels Throughout Their Ranges” (RIN1018-AV96) received during adjournment