

wrenching issues of our times, insisting upon a more controlled, solution-based dialogue. He has celebrated our triumphs. He has challenged the parties in power (much to their chagrin), and he has endeavored to teach us—as readers and participants in our communities—a bit about ourselves by shining truths on flawed thinking or highlighting the arrogance made against a public trust. He has broken our hearts in tribute, and he has—time and again—called us to action, whether it was spurring us to vote, raise our own voices, or simply by being engaged and showing up.

David has won scores of accolades for swinging his mighty pen, including the coveted Pulitzer Prize in 2001 for his body of work on civil unions. In that case, David not only informed, he shaped policy and rewrote history.

For Vermont, he has been advocate, champion, instigator—and friend. His editorials (and commentaries on Vermont Public Radio) have generated a loyal following. Liberals and moderates have come to quote from his editorials, while conservatives regularly condemn his words as out of step. But David has more friends than enemies, conservatives among them. That's how the deepest respect works.

(The editorial continues:)

David Moats has graced these pages with deliberate conscience, pouring his heart into the collective of Vermont. His insights and opinions have—and will—continue to underscore what defines us as Vermonters, and what passions and principles drive us to stand up for that better life for our best selves.

We are all indebted to David Moats for being our mentor, our leader, and our voice. We have needed him, probably more than we even know.

Vermont is a better place because of the man and his words.

#### TRIBAL LABOR SOVEREIGNTY BILL

Mr. ALEXANDER. Mr. President, today I would like to express my support for S. 140, an act to amend the White Mountain Apache Tribe Water Rights Quantification Act of 2010 to clarify the use of amounts in the WMAT Settlement Fund.

The Senate initially passed this legislation on May 8, 2017, by unanimous consent. The House of Representatives passed this legislation on January 10, 2018, with an amendment. That amendment adds an important provision safeguarding the sovereignty of Native American tribes.

This new provision was the Tribal Labor Sovereignty Act, introduced by Senator MORAN. The Senate Committee on Indian Affairs voted to favorably report the Tribal Labor Sovereignty Act by voice vote, with only three committee members requesting to be recorded as voting against the bill, on February 17, 2017.

Private sector labor relations in the United States are regulated by the National Labor Relations Act, NLRA. Created in 1935, the National Labor Relations Board, NLRB, administers the NLRA. The five members of the NLRB have 5-year, staggered terms. I am pleased the Senate recently confirmed Mr. John Ring, a well-qualified nominee, to a position on the NLRB.

The NLRA seeks to mitigate and eliminate labor-related impediments to the free flow of commerce. The law exempts “the United States or any Federal Reserve Bank, or any State or political subdivision thereof . . .” from NLRB jurisdiction. However, the NLRA is silent about the application of the law to Native American Tribes.

In its 1976 Fort Apache Timber Co. case, the NLRB held “individual Indians and Indian tribal governments, at least on reservation lands, are generally free from state or even in most instances Federal intervention, unless Congress specifically provided to the contrary.”

However, in a 2004 decision, San Manuel Indian Bingo and Casino, the NLRB reversed Fort Apache Timber Co. The NLRB held that the NLRA could be applied to commercial activity on tribal lands.

Under San Manuel Indian Bingo and Casino, the NLRB applies a subjective test to determine whether it will assert jurisdiction. If the activity is commercial, it asserts jurisdiction; if the NLRB determines the activity is a traditional tribal or government function, the board does not assert jurisdiction.

Native American Tribes are sovereign and, as such, should be treated the same as State and local governments under the NLRA. S. 140, as amended by the House of Representatives, would amend the NLRA to include “any Indian tribe, or any enterprise or institution owned and operated by an Indian tribe and located on its Indian lands,” to the list of other exempted entities, such as State and local governments.

Under the bill, an “Indian tribe” would be defined as “any Indian tribe, band, nation, pueblo, or other organized group or community which is recognized as eligible for the special programs and services provided by the United States to Indians because of their status as Indians.”

I commend Senator MORAN for his leadership on Tribal labor sovereignty, and I hope the Senate will pass the legislation so it can be signed into law.

#### ISRAEL'S DAY OF INDEPENDENCE

Mr. CASEY. Mr. President, I wish to extend my support for the State of Israel in commemoration of the 70th anniversary of its founding.

Since its independence in 1948, Israel's promotion of democratic values has helped forge a thriving society and represents freedom in a region where that value is all too scarce. From its outset, Israel has faced a myriad of challenges, which it has navigated successfully and against all odds. Israel continues to remain America's strongest ally in the Middle East, as well as a central pillar of our strategy to achieve peace and stability in the region.

Once again, I want to extend my warmest congratulations to the State of Israel on its 70th anniversary.

#### AUTISM AFTER 21 DAY

Mr. VAN HOLLEN. Mr. President, April is National Autism Awareness Month. Although much of our focus is on the challenges that children with autism face, today I wish to recognize April 21 as Autism After 21 Day, representing the age when Federal services for children end and adulthood begins.

In declaring this day, we draw attention to the fact that there are millions of Americans with exceptional gifts who need our help in overcoming the unique challenges that they face. In Maryland, approximately 1 in 55 8-year-old children have autism, and I am committed to ensuring that these kids are empowered to live independent and fulfilling lives. As someone who has personally employed individuals with Autism Spectrum Disorder, ASD, I can attest to the outstanding talents that this population brings to the workforce.

I am so proud of the organizations in my State that are working tirelessly to address these needs. To celebrate their work and advocate for adults all over this Nation with ASD, I call on the Senate to recognize Autism After 21 Day and acknowledge the millions of people who are navigating an uncertain adulthood to reach their full potential.

We all must work together to ensure that this journey is not lonely and isolated. Rather, these individuals must be recognized as an important part of our communities. Twenty-eight years after the passage of the Americans with Disabilities Act, ADA, adults with ASD deserve access to the goals set by the ADA: equality of opportunity, full participation, independent living, and economic self-sufficiency.

Thank you.

#### REMEMBERING MARILYN WARE

Mr. GARDNER. Mr. President, Ambassador Ware was a true light of poise and patriotism, strength and dignity, her presence firm and her personality embracing, warm, and loving. Her politics she did well, but the policy achievements delivered through her politics and philanthropy will be her lasting legacy.

Starting at the grassroots, she began her political career in Pennsylvania serving as a county chairperson eventually rising to chair Governor Tom Ridge's two successful gubernatorial campaigns. In 2002, President George Bush asked her to serve on the National Critical Infrastructure Advisory Council, a position she held until she was named the U.S. Ambassador to the Republic of Finland in 2005. She was an outstanding diplomat and a great representative of the United States.

I recall telling Ambassador Ware about one of my favorite duties as a Member of Congress—the opportunity to call students to tell them they had received an appointment to a service academy. She smiled fondly as I told

my story, and then she told me her own. As ambassador, she was deeply impressed with an officer in the U.S. military with whom she had been working. She asked if she could call the officer's parents to express, as ambassador, her gratitude and that of the Nation, for the outstanding work the officer had been doing. Ambassador Ware reached the officer's father. During the discussion, the father asked again what the ambassador's name was and if Marilyn was the daughter of Congressman John Ware. Ambassador Ware replied yes. The father went on to explain how it was Congressman Ware who had given his son his academy nomination many years before. Her story highlighted the full circle of a family committed to public service—a cherished trait that continues in her family today.

There are so many causes that Ambassador Ware championed, so many to talk about: AEI, her work with sustainable clean water, caring for children with learning disabilities at the Janus School, and the Clinic for Special Children, and of course, The Phoenix, which you can't think about without seeing that twinkle in her eye, along with countless others.

She made our country a better, stronger place. Ambassador Ware will not only be remembered by her friends and family but by those whose lives she bettered along the way. I will miss her leadership and guidance and will always remember the amazing work Ambassador Ware did for our community and our country.

Ambassador Ware, and to her family, we are forever grateful.

#### 150TH ANNIVERSARY OF THE SIGNING OF THE 1868 TREATY OF FORT LARAMIE

Mr. BARRASSO. Mr. President, today I wish to recognize the passage of time and a particularly significant event in this Nation's history. In a few short days, Tribal leadership, historians, community leaders, and the public will gather at the Fort Laramie National Historic Site in Wyoming to commemorate the sesquicentennial of the signing of the 1868 Treaty of Fort Laramie. As it did in the years preceding the signing of the treaty, the area around Fort Laramie, WY, will again serve as a place where cultures, minds, and governments meet.

Over its history, the Fort Laramie area was home to Tribes of the Great Plains, represented a waypoint for emigrants as they traveled West, and became an economic center as trade routes were established. As conflict among Indian and non-Indian groups grew, Fort Laramie became a military post to quell disputes.

History is marred by the years-long conflicts with Tribal communities. The 1868 Treaty of Fort Laramie and others like it were intended to bring peace to whole regions of peoples. It took nearly 7 months to negotiate the contents of

the treaty and gather signatories. Among the more than 200 signatories were Tribal leaders, U.S. Government officials, and military leaders. It is important to recognize and remember those who signed in the hope that the treaty would bring resolution to ongoing conflicts. Equally, we should reflect on those who did not sign, as that omission is an important part of this history.

Despite the signing of the treaty, conflict persisted. Today we must continue to work to address the inequities that remain across Indian Country. As those signatories of the treaty knew in 1868, treaties and the trust responsibilities to which the U.S. Government committed continue to shape modern relationships with the sovereign Tribes. True government-to-government relationships and respect for Tribal sovereignty are at the heart of Congress's responsibilities in helping to ensure a brighter future for Tribal communities.

As they gather at Fort Laramie at the end of April, Tribes will share their histories and cultures. Among the exchange of traditional prayers, songs, and dances, Tribes will also lead discussions about the future of Tribal sovereignty and treaty rights.

In the joint resolution passed during this year's session, the Wyoming State Legislature appropriately recognized that "... the legacy of the 1868 Treaty of Fort Laramie has had an impact in numerous ways on the lives of Tribal members of Tribes party to the Treaty from generation to generation since the signing. . . ."

Recognizing the 150th anniversary of the signing of the treaty requires reflection and introspection, but should also inspire hope for the future. The upcoming events at Fort Laramie National Historic Site offer a unique educational opportunity to highlight the vibrant Tribal cultures that have also endured for generations.

I am proud to recognize this important anniversary and reflect on the 150 years since the signing of the Treaty of Fort Laramie. Historic places and the documents inspired by a confluence of values and ideas should not be forgotten. We must remember the events that led to the signing of the treaty, and those that followed, and continue the important work to develop strong relationships and be good partners with sovereign Tribal nations.

#### ADDITIONAL STATEMENTS

##### REMEMBERING EDWARD J. CERNIC, SR.

• Mr. CASEY. Mr. President, I wish to pay tribute to Edward J. Cernic, Sr., a beloved father, grandfather, husband, politician, and member of his community in Johnstown, Cambria County, PA. Affectionately known as "Pap," Ed dedicated his life to his family and community. Ed passed away on March 21, 2018, at the age of 85.

Ed believed in the importance of civic duty and touched countless lives in his hometown of Tanneryville, near Johnstown. He cared deeply about his community and was a powerful advocate for his region, especially in times of turmoil. In the aftermath of the 1977 Johnstown Flood, a disaster which took 84 lives in Cambria County, Ed headed the Tanneryville Flood Recovery Association and raised more than \$100,000 in recovery funds. He was a leader in an effort that took 17 busloads of people to Washington, DC to advocate for Federal flood relief funding. He even maneuvered a meeting with President Jimmy Carter after slipping a note to first lady Rosalyn Carter during a campaign stop in Johnstown. Their brief sit-down resulted in Federal support for the entire city. That was the kind of leader that Ed was: an honorable man with a big heart, who always put his community first.

Ed was a natural and successful businessman, founding several businesses that made Cernic a brand name throughout the region. He was proud to be able to create jobs in his community.

He was a major force in local and State politics and a dedicated champion for transportation and infrastructure projects in Cambria County. In a region that has faced many challenges, he was a man of action who courageously fought to push the community forward. Though well-known for his friendships with Democratic public officials and political candidates, Ed never hesitated to reach across the aisle to help the community and was highly respected by members of both parties. Ed served as chairman of the Greater Johnstown Water Authority and commissioner of the Pennsylvania State Transportation Commission. He participated in many other local non-profit and charitable organizations.

Ed's impact on his community is most evident at his famous, annual summer picnic at Cernic's Picnic Grove. Ed had a unique ability to gather people from far and wide—elected officials, political candidates, business leaders, and community leaders—to celebrate and show their support for the people of Cambria County. This yearly gathering exemplifies Ed's contributions to the State and local community, as well as what he valued most: family, friends, and his beloved hometown.

Ed's legacy will endure in the jobs he created, the communities he supported, and the people he served. Johnstown and Cambria County had no stronger champion. As a Pennsylvanian and as a friend of Ed and his family, I will miss his generous spirit and his passion for helping the people of his home county. We extend our condolences to Ed Cernic, Jr., and the Cernic family. •

##### TRIBUTE TO PENNY REDLI

• Mr. DAINES. Mr. President, this week, I have the honor of recognizing