

railroads were building into the West and just one month later, on January 2, 1867, main line operations began through the city of North Platte.

During World War II, the city was best known for the North Platte Canteen, which served as a major rest point for soldiers heading across the country by rail to fight in the war. The people of North Platte famously brought food, water, and other necessities to more than 6 million members of the armed forces passing through the city.

Today, North Platte is served only by freight trains, but it is home to one of the most important rail yards in the world. The Bailey Yard, named after former Union Pacific President Ed Bailey, is now recognized by the Guinness Book of Records as the world's largest classification yard. It sits on 2,850 acres of land in North Platte, is 8 miles long, and is home to 315 miles of track.

Bailey Yard prepares approximately 135 trains, or 10,000 individual rail cars, each day, shipping home products, food, coal, lumber, and many other necessary goods destined for every corner of the country.

North Platte's contribution to the rail industry increased in the 1990s when Bailey Yard added east- and west-bound locomotive fueling and servicing centers that now handle more than 8,500 locomotives per month.

Railroads are often considered a barometer of the American economy. When trains are moving—America is moving. To watch cars pass through Bailey Yard is to see America moving forward, and the people of North Platte are at the center of Bailey Yard's success: more than 2,600 residents of North Platte work at Bailey Yard, which makes up more than 10 percent of North Platte's population of 23,878.

This weekend, North Platte is celebrating its railroading heritage at Rail Fest, where attendees will get the chance to see historic rail cars and locomotives, tour Bailey Yard, learn about each job in the rail yard through actual hands-on training, learn about railroad safety, and learn more about the history of railroading in North Platte.

Madam Speaker, I congratulate North Platte for their successes and urge my colleagues to join me in agreeing to H. Con. Res. 480, recognizing North Platte, Nebraska, as "Rail Town USA".

Ms. CORRINE BROWN of Florida. Madam Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Florida (Ms. CORRINE BROWN) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 408.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. GRAVES. Madam Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

The point of no quorum is considered withdrawn.

## JOHN F. KENNEDY CENTER REAUTHORIZATION ACT OF 2008

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, I move to suspend the rules and concur in the Senate amendment to the bill (H.R. 3986) to amend the John F. Kennedy Center Act to authorize appropriations for the John F. Kennedy Center for the Performing Arts, and for other purposes.

The Clerk read the title of the bill.

The text of the Senate amendment is as follows:

Senate amendment:

In the Senate of the United States, June 26, 2008.

*Resolved*, That the bill from the House of Representatives (H.R. 3986) entitled "An Act to amend the John F. Kennedy Center Act to authorize appropriations for the John F. Kennedy Center for the Performing Arts, and for other purposes," do pass with the following amendment:

Strike out all after the enacting clause and insert:

### SECTION 1. SHORT TITLE.

*This Act may be cited as the "John F. Kennedy Center Reauthorization Act of 2008".*

### SEC. 2. TECHNICAL AMENDMENT.

*Section 2(a)(2)(J)(ii) of the John F. Kennedy Center Act (20 U.S.C. 76h(a)(2)(J)(ii)) is amended by striking "Public Works and Transportation" and inserting "Transportation and Infrastructure".*

### SEC. 3. PHOTOVOLTAIC SYSTEM.

*The John F. Kennedy Center Act is amended by inserting after section 6 (20 U.S.C. 76l) the following:*

#### "SEC. 7. PHOTOVOLTAIC SYSTEM.

*"(a) IN GENERAL.—The Board may study, plan, design, engineer, and construct a photovoltaic system for the main roof of the John F. Kennedy Center for the Performing Arts.*

*"(b) REPORT.—Not later than 60 days before beginning construction of the photovoltaic system pursuant to subsection (a), the Board shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report on the feasibility and design of the project."*

### SEC. 4. AUTHORIZATION OF APPROPRIATIONS.

*Section 13 of the John F. Kennedy Center Act (20 U.S.C. 76r) is amended—*

*(1) by striking subsections (a) and (b) and inserting the following:*

*"(a) MAINTENANCE, REPAIR, AND SECURITY.—There are authorized to be appropriated to the Board to carry out section 4(a)(1)(H)—*

*"(1) \$20,200,000 for fiscal year 2008;*

*"(2) \$21,800,000 for fiscal year 2009;*

*"(3) \$22,500,000 for fiscal year 2010;*

*"(4) \$23,500,000 for fiscal year 2011; and*

*"(5) \$24,500,000 for fiscal year 2012.*

*"(b) CAPITAL PROJECTS.—There are authorized to be appropriated to the Board to carry out subparagraphs (F) and (G) of section 4(a)(1)—*

*"(1) \$23,150,000 for fiscal year 2008;*

*"(2) \$16,000,000 for fiscal year 2009;*

*"(3) \$17,000,000 for fiscal year 2010;*

*"(4) \$17,000,000 for fiscal year 2011; and*

*"(5) \$18,500,000 for fiscal year 2012.";*

*(2) by redesignating subsection (d) as subsection (e); and*

*(3) by inserting after subsection (c) the following:*

*"(d) PHOTOVOLTAIC SYSTEM.—There are authorized to be appropriated to the Board such sums as are necessary to carry out section 7, to remain available until expended."*

### SEC. 5. EXISTING AUTHORITIES.

*Nothing in this Act limits or otherwise affects the authority or responsibility of the National*

*Capital Planning Commission or the Commission of Fine Arts.*

The SPEAKER pro tempore. Pursuant to the rule, the gentlewoman from Texas (Ms. EDDIE BERNICE JOHNSON) and the gentleman from Missouri (Mr. GRAVES) each will control 20 minutes.

The Chair recognizes the gentlewoman from Texas.

GENERAL LEAVE

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and to include extraneous material on H.R. 3986.

The SPEAKER pro tempore. Is there objection to the request of the gentlewoman from Texas?

There was no objection.

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, I rise in strong support of the Senate amendment to H.R. 3986. The bill will authorize the John F. Kennedy Center for the Performing Arts for 5 years, from fiscal year 2008 through fiscal year 2012. The House passed this bill on December 7, 2007, and the Senate amended the bill to extend the authorization period from 3 years to 5 years. I support the amendment.

The building's 1.5 million square feet on 17 acres have been upgraded, refigured and transformed to more easily and graciously accommodate the center's 2 million annual visitors and patrons. The center is to be commended for giving a commitment not only to the center's programmatic side, but also the more mundane bricks and mortar side that makes up the presidential memorial. The fact is that, first and foremost, this building is a memorial to President John F. Kennedy.

I am pleased to support the amended bill, and urge the passage of H.R. 3986 with the Senate amendment.

Madam Speaker, I reserve the balance of my time.

Mr. GRAVES. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, H.R. 3986, the John F. Kennedy Center Reauthorization Act, will authorize much-needed funds for the continued operation of the John F. Kennedy Center, which was established to celebrate the arts and honor of the memory of President John F. Kennedy.

H.R. 3986, as amended by the Senate, authorizes the Kennedy Center for a 5-year period consistent with the center's facilities management plan. The 5-year authorization will allow the Kennedy Center to manage the center in a responsible manner.

The House passed the version of this legislation in December of last year that included a 3-year authorization for the Kennedy Center. The Senate amendment provides a 5-year authorization to allow for a longer-term plan

for the management of that center. With this longer authorization, the Kennedy Center can upgrade and maintain the facility, using a renovation schedule that is both realistic and responsible.

While the center has had financial management problems in the past, the management of projects shows great success in facilities management policy. The master plan for the facility provides an aggressive plan for care and repair of the facilities. I believe that the long-term master plan presented by the board of directors lays out a responsible vision for the center.

Many of the projects in the center's budget will repair and renovate capital assets and keep the center in good condition. Planned upgrades will make the facility safer and more welcoming to those who visit. Other projects will help maintain the Kennedy Center's unique structure.

The legislation also authorizes the Kennedy Center Board of Directors to study the usefulness of a solar panel system for the main roof of the memorial. Before the center can begin construction of a system, the board would be required to report to Congress information about the system.

I am very encouraged by the steps that the board of directors has taken to make the Kennedy Center more fiscally responsible. This authorization will give the center the resources necessary to carry out a well thought-out plan for the arts center that honors and remembers President Kennedy.

I support the legislation, and encourage my colleagues to do the same.

I reserve the balance of my time.

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, I reserve my time.

Mr. GRAVES. Madam Speaker, I yield such time as he may consume to the gentleman from Florida (Mr. MICA), the ranking member of the overall Committee on Transportation and Infrastructure, which has oversight over the Kennedy Center.

Mr. MICA. Madam Speaker, first of all, I want to thank the gentleman for yielding me time, and also recognize the efforts of our Subcommittee on Public Buildings of the Transportation and Infrastructure Committee. Also we have Ms. JOHNSON here and Mr. GRAVES for this reauthorization bill on the Kennedy Center.

I just wanted to add my congratulations for the incredible work that this national cultural center does provide, not only to the District of Columbia and the northeast United States, but the entire country.

Mr. OBERSTAR, our chairman, and myself as ranking member, get to serve as honorary trustees on the Kennedy Center Board, and I had the honor and privilege of attending the reopening of the Eisenhower Theater.

Now, folks don't realize that the Kennedy Center was opened in 1971, and, of course, some of the facility does need rehabilitation. The Eisenhower The-

ater, one of the most prominent theaters, named after President Eisenhower, was closed for several years and underwent a complete renovation, and now is open.

But I had the opportunity to attend the little ceremony and dinner commemorating the reopening, and the Rogers family and others who have helped lead that effort are also to be commended in this commentary this afternoon.

Most folks don't know this now, and I really wasn't aware of it until this dinner, but the Kennedy Center was actually the idea and one of the primary projects of Dwight David Eisenhower. President Eisenhower actually was the author of creating a national cultural center, and it was during his administration and it was a bipartisan effort in 1958 that they authorized a national cultural center to be located in our Nation's Capital here, and it did open in 1971.

Now, it was interesting also to see the plans and vision that President Eisenhower had for a national cultural center back then. Of course, it was named for our slain and lost most distinguished President, John F. Kennedy, but the Eisenhower Theater within that complex still bears the visionary's name for this center.

So as you undertake this act today, and I commend again the committee members and staff who have worked on this and all those who do make the Kennedy Center one of the richest national cultural centers and facilities, not only in the United States, but the world, I just wanted to add that commentary for the record.

Mr. GRAVES. Madam Speaker, I yield myself such time as I may consume.

As was pointed out, they are embarking down at the Kennedy Center on a renovation plan, and one of the things they are looking at and one of the things we talked about in committee on various occasions is the photovoltaic plan that is going to be implemented on a lot of buildings around Washington, D.C., government buildings. It is fascinating technology. In fact, it has come light-years from where it was just a couple of decades ago, and I am very confident we are going to see some very interesting things come out of this as we move forward. Obviously, that is a big part of it.

Alternative energy sources is a very big part of what needs to be done in this country, whether it is wind power, photovoltaic, hydropower, obviously very, very important, as well as everything else out there that we need to do, which is clean burning coal technology, which is more drilling in the United States to utilize those resources we have right here in the United States, instead of doing what happened last night, which is locking away the vast majority of those resources in this country, at least when it comes to drilling off the Outer Continental

Shelf, and not being allowed to drill between 50 and 0 miles of the coast.

That is unfortunate, because it is going to take all of the above. It is going to take solar power and wind power. It is going to take turning coal into fuel. It is going to take burning coal in a very clean way. It is going to take drilling for oil in the United States. It is going to take conservation, which is obviously a very big part of this. It is going to take all of those things.

What we need in this country is a real energy plan that does just that and that uses all of the above; not just a little bit of the above, but all of the above.

So I applaud the Kennedy Center and their plan, and I am looking forward to seeing how photovoltaic moves forward in this. I am very tickled to support this bill, H.R. 3986, and urge my colleagues to do the same.

I yield back the balance of my time.

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, I yield myself such time as I may consume.

I just want to comment a bit on his closing statement. The Comprehensive American Energy Security and Consumer Protection Act underscores real differences between really the Democrats and Republicans when it comes to energy.

The comprehensive Democratic plan is America's own 21st century energy policy that the country has been waiting for. It lowers prices for consumers and protects taxpayers, it expands domestic drilling offshore and on land, it expands renewable sources of energy, increases our security by freeing America from the grip of foreign oil, requires big oil to pay what it owes to the taxpayers, ends the subsidies for the big oil companies and creates good-paying jobs here in America.

The Republican bill presented was nothing more than the same Bush-Cheney energy policy, written by and for the energy companies. Big oil gets more land, more oil, more taxpayer dollars and all the record profits, while American families suffer because of the big prices.

Members of Congress made a clear choice last night. Some Republicans joined with the Democrats in siding with the American taxpayers and consumers struggling with these energy costs. I am puzzled how any Republican can oppose a policy that will create good-paying American jobs and increase the Nation's security, while it lowers the price for gas for our consumers.

□ 1630

Madam Speaker, I would urge the passage of the John F. Kennedy Center reauthorization bill.

Mr. OBERSTAR. Madam Speaker, I rise in strong support of H.R. 3986, as amended, the "John F. Kennedy Center Reauthorization Act of 2008".

The Kennedy Center is one of the world's preeminent cultural centers. More than a physical memorial, the Kennedy Center acts as a

living memorial for performance arts programming and education. The Kennedy Center is the Nation's busiest arts facility, presenting more than 3,000 performances in 2006 and hosting millions of theatergoers, visitors, and tourists. The Kennedy Center also provides educational programs for teachers and students from pre-kindergarten through college across the United States.

H.R. 3986, as amended, authorizes the Kennedy Center's capital and maintenance program for the next 5 years. The bill authorizes a total of \$112.5 million for fiscal years 2008 through 2012 for maintenance, repair, and security projects for the Kennedy Center. The bill also authorizes a total of \$91.7 million for capital projects for the Kennedy Center during this period. These authorization levels are derived from the Kennedy Center's 2006/2007 Comprehensive Building Plan.

Over the past 10 years, the priorities for Kennedy Center capital improvements were life safety and accessibility projects. With the pending completion of these projects, the current Comprehensive Building Plan emphasizes facility infrastructure. In some past projects, such as theater renovations, the mechanical and electrical infrastructure scope has been limited to replacement of renovated space. The primary building mechanical and electrical systems consist of original equipment and those elements not previously replaced are reaching the end of normative service life, are showing signs of failure or impending breakdown, or are deteriorating. The bill authorizes systematic rehabilitation of these primary mechanical and electrical systems.

In addition, the bill authorizes the Kennedy Center to study, plan, design, and construct a photovoltaic system on the 4-acre (140,000 square foot) main roof of the Kennedy Center. According to a preliminary estimate by the Kennedy Center, a photovoltaic system would cost approximately \$6 million to construct and would yield savings of approximately \$10.2 million over the next 25 years.

I strongly urge my colleagues to join me in supporting H.R. 3986, as amended, the "John F. Kennedy Center Reauthorization Act of 2008".

Ms. EDDIE BERNICE JOHNSON of Texas. I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Texas (Ms. EDDIE BERNICE JOHNSON) that the House suspend the rules and concur in the Senate amendment to the bill, H.R. 3986.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. GRAVES. Madam Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

The point of no quorum is considered withdrawn.

## GREAT LAKES LEGACY REAUTHORIZATION ACT OF 2008

Ms. EDDIE BERNICE JOHNSON of Texas. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 6460) to amend the Federal Water Pollution Control Act to provide for the remediation of sediment contamination in areas of concern, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 6460

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

### SECTION 1. SHORT TITLE.

*This Act may be cited as the "Great Lakes Legacy Reauthorization Act of 2008".*

### SEC. 2. DEFINITIONS.

*Section 118(a)(3) of the Federal Water Pollution Control Act (33 U.S.C. 1268(a)(3)) is amended—*

*(1) in subparagraph (I) by striking "and" at the end;*

*(2) in subparagraph (J) by striking the period and inserting a semicolon; and*

*(3) by adding at the end the following:*

*"(K) 'site characterization' means a process for monitoring and evaluating the nature and extent of sediment contamination in accordance with the Environmental Protection Agency's guidance for the assessment of contaminated sediment in an area of concern located wholly or partially within the United States; and*

*"(L) 'potentially responsible party' means an individual or entity that may be liable under any Federal or State authority that is being used or may be used to facilitate the cleanup and protection of the Great Lakes."*

### SEC. 3. REMEDIATION OF SEDIMENT CONTAMINATION IN AREAS OF CONCERN.

*(a) ELIGIBLE PROJECTS.—Section 118(c)(12)(B)(ii) of the Federal Water Pollution Control Act (33 U.S.C. 1268(c)(12)(B)(ii)) is amended by striking "sediment" and inserting "sediment, including activities to restore aquatic habitat that are carried out in conjunction with a project for the remediation of contaminated sediment".*

*(b) LIMITATIONS.—Section 118(c)(12)(D) of such Act (33 U.S.C. 1268(c)(12)(D)) is amended—*

*(1) in the subparagraph heading by striking "LIMITATION" and inserting "LIMITATIONS";*

*(2) in clause (i) by striking "or" at the end;*

*(3) in clause (ii) by striking the period and inserting a semicolon; and*

*(4) by adding at the end the following:*

*"(iii) unless each non-Federal sponsor for the project has entered into a written project agreement with the Administrator under which the party agrees to carry out its responsibilities and requirements for the project; or*

*"(iv) unless the Administrator provides assurance that the Agency has conducted a reasonable inquiry to identify potentially responsible parties connected with the site."*

*(c) IN-KIND CONTRIBUTIONS.—Section 118(c)(12)(E)(ii) of such Act (33 U.S.C. 1268(c)(12)(E)(ii)) is amended to read as follows:*

*"(i) IN-KIND CONTRIBUTIONS.—*

*"(I) IN GENERAL.—The non-Federal share of the cost of a project carried out under this paragraph may include the value of an in-kind contribution provided by a non-Federal sponsor.*

*"(II) CREDIT.—A project agreement described in subparagraph (D)(iii) may provide, with respect to a project, that the Administrator shall credit toward the non-Federal share of the cost of the project the value of an in-kind contribution made by the non-Federal sponsor, if the Administrator determines that the material or service provided as the in-kind contribution is integral to the project.*

*"(III) WORK PERFORMED BEFORE PROJECT AGREEMENT.—In any case in which a non-Fed-*

*eral sponsor is to receive credit under subclause (II) for the cost of work carried out by the non-Federal sponsor and such work has not been carried out by the non-Federal sponsor as of the date of enactment of this subclause, the Administrator and the non-Federal sponsor shall enter into an agreement under which the non-Federal sponsor shall carry out such work, and only work carried out following the execution of the agreement shall be eligible for credit.*

*"(IV) LIMITATION.—Credit authorized under this clause for a project carried out under this paragraph—*

*"(aa) shall not exceed the non-Federal share of the cost of the project; and*

*"(bb) shall not exceed the actual and reasonable costs of the materials and services provided by the non-Federal sponsor, as determined by the Administrator.*

*"(V) INCLUSION OF CERTAIN CONTRIBUTIONS.—In this subparagraph, the term 'in-kind contribution' may include the costs of planning (including data collection), design, construction, and materials that are provided by the non-Federal sponsor for implementation of a project under this paragraph."*

*(d) NON-FEDERAL SHARE.—Section 118(c)(12)(E) of such Act (33 U.S.C. 1268(c)(12)(E)) is amended—*

*(1) by redesignating clauses (iii) and (iv) as clauses (iv) and (v), respectively;*

*(2) by inserting after clause (ii) the following:*

*"(iii) TREATMENT OF CREDIT BETWEEN PROJECTS.—Any credit provided under this subparagraph towards the non-Federal share of the cost of a project carried out under this paragraph may be applied towards the non-Federal share of the cost of any other project carried out under this paragraph by the same non-Federal sponsor for a site within the same area of concern."; and*

*(3) in clause (iv) (as redesignated by paragraph (1) of this subsection) by striking "service" each place it appears and inserting "contribution".*

*(e) SITE CHARACTERIZATION.—Section 118(c)(12)(F) of such Act (33 U.S.C. 1268(c)(12)(F)) is amended to read as follows:*

*"(F) SITE CHARACTERIZATION.—*

*"(i) IN GENERAL.—The Administrator, in consultation with any affected State or unit of local government, shall carry out at Federal expense the site characterization of a project under this paragraph for the remediation of contaminated sediment.*

*"(ii) LIMITATION.—For purposes of clause (i), the Administrator may carry out one site assessment per discrete site within a project at Federal expense."*

*(f) AUTHORIZATION OF APPROPRIATIONS.—Section 118(c)(12)(H) of such Act (33 U.S.C. 1268(c)(12)(H)) is amended—*

*(1) by striking clause (i) and inserting the following:*

*"(i) IN GENERAL.—In addition to other amounts authorized under this section, there is authorized to be appropriated to carry out this paragraph—*

*"(I) \$50,000,000 for each of fiscal years 2004 through 2008; and*

*"(II) \$150,000,000 for each of fiscal years 2009 through 2013."; and*

*(2) by adding at the end the following:*

*"(iii) ALLOCATION OF FUNDS.—Not more than 20 percent of the funds appropriated pursuant to clause (i)(II) for a fiscal year may be used to carry out subparagraph (F)."*

*(g) PUBLIC INFORMATION PROGRAM.—Section 118(c)(13)(B) of such Act (33 U.S.C. 1268(c)(13)(B)) is amended by striking "2008" and inserting "2013".*

### SEC. 4. RESEARCH AND DEVELOPMENT PROGRAM.

*Section 106(b)(1) of the Great Lakes Legacy Act of 2002 (33 U.S.C. 1271a(b)(1)) is amended to read as follows:*

*"(I) IN GENERAL.—In addition to amounts authorized under other laws, there is authorized to be appropriated to carry out this section—*