

year 2013–2014; however, the specific requirements are unreasonable for students with limited English proficiency and students with disabilities, making it impossible for all schools to comply with the law; and

Whereas, The NCLB requires highly qualified teachers in core academic areas, which conflicts with the process for certifying special education teachers and overlooks the fact that many categories of teachers, including special education teachers and middle school teachers in small rural schools, often teach several subjects; and

Whereas, The NCLB coerces participation by placing punitive financial consequences on states refusing to participate; and

Whereas, The NCLB is an under-funded mandate, with actual funding falling over \$70 billion short of the authorized levels, placing the burden on states and school districts to spend their own limited resources to implement the NCLB; and

Whereas, States should be allowed to use multiple measures of student achievement and school effectiveness in their state accountability plan, and to use a student-growth approach in their state accountability plan; and

Whereas, States should have the flexibility to allow school districts to design appropriate instructional interventions and incorporate differentiated interventions for any school not making adequate yearly progress so that a school that falls short in only a small number of federal criteria is not treated in the same manner as a school that falls short on all such measures, and to allow a district not making adequate yearly progress to be the supplemental educational services provider; and

Whereas, States should be given sufficient time for improvement plans to take effect before applying sanctions, and sanctions should not be applied if they undermine existing effective reform efforts, or states should be permitted to replace sanctions that do not have a consistent record of success with interventions that enable schools to make changes that result in improved student achievement; and

Whereas, States and school districts should have the flexibility to determine the appropriate standards upon which to base assessments for students with disabilities and to utilize the results from assessments based on such standards in calculating adequate yearly progress without arbitrary federal limitation on the use of such assessments; and

Whereas, States and school districts should have the flexibility to exclude assessment results of newly arrived limited-English proficient students in adequate yearly progress calculations for an appropriate number of years to ensure that such tests are measuring students' academic content knowledge and not just their English-proficiency levels; and

Whereas, Funding for supplemental educational services and school choice transportation should be funded by the federal government, and not come from diverting up to 20% of school districts Title I funds for such purposes; Now, therefore, be it

*Resolved by the Senate of the State of Kansas:* That we memorialize the President and the United States Congress to make a serious commitment to improving the quality of the nation's public schools by substantially increasing funding for the preauthorized version of the No Child Left Behind Act; and be it further

*Resolved,* That we urge the Congress of the United States to amend the No Child Left Behind Act so that states will be allowed to continue working toward the goal of closing the achievement gap without overly prescriptive federal rules, under-funded mandates and the coercion of losing federal funds; and be it further

*Resolved:* That the Secretary of the Senate provide an enrolled copy of this resolution to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives and to each member of the Kansas Congressional Delegation.

## REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment:

S. 1046. A bill to modify pay provisions relating to certain senior-level positions in the Federal Government, and for other purposes (Rept. No. 110–328).

By Mr. KENNEDY, from the Committee on Health, Education, Labor, and Pensions:

Report to accompany S. 1551, a bill to amend the Public Health Service Act with respect to making progress toward the goal of eliminating tuberculosis, and for other purposes (Rept. No. 110–329).

By Mr. INOUE, from the Committee on Commerce, Science, and Transportation, with amendments:

S. 1853. A bill to promote competition, to preserve the ability of local governments to provide broadband capability and services, and for other purposes (Rept. No. 110–330).

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment and with a preamble:

H. Con. Res. 307. A concurrent resolution expressing the sense of Congress that Members' Congressional papers should be properly maintained and encouraging Members to take all necessary measures to manage and preserve these papers.

S. Res. 497. A resolution expressing the sense of the Senate that public servants should be commended for their dedication and continued service to the Nation during Public Service Recognition Week, May 5 through 11, 2008.

By Mr. LEAHY, from the Committee on the Judiciary, with amendments:

S. 431. A bill to require convicted sex offenders to register online identifiers, and for other purposes.

## EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. BIDEN for the Committee on Foreign Relations.

\*Mark Kimmitt, of Virginia, to be an Assistant Secretary of State (Political-Military Affairs).

\*Patricia M. Haslach, of Oregon, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during her tenure of service as United States Senior Coordinator for the Asia-Pacific Economic Cooperation (APEC) Forum.

\*Joxel Garcia, of Connecticut, to be Representative of the United States on the Executive Board of the World Health Organization.

\*Samuel W. Speck, of Ohio, to be a Commissioner on the part of the United States on the International Joint Commission, United States and Canada.

\*Scot A. Marciel, of California, for the rank of Ambassador during his tenure of service as Deputy Assistant Secretary of State for East Asian and Association of Southeast Asian Nations (ASEAN) Affairs.

\*Yousif Boutrous Ghafari, of Michigan, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Slovenia.

Nominee: Yousif B. Ghafari.

Post: Ambassador to the Republic of Slovenia.

(The following is a list of all members of my immediate family and their spouses. I have asked each of these persons to inform me of the pertinent contributions made by them. To the best of my knowledge, the information contained in this report is complete and accurate.)

Contributions, Amount, Date, and Donee:

1. Self: 2007—2,300.00, Team Sununu; 6,800.00, Robert A. Ficano Committee; 300.00, John B. O'Reilly Jr. Committee; 200.00, Committee to Elect Notte; 150.00, Committee to Elect Alan Lambert; 4,600.00, Mitt Romney for President; 80.00, Friends of Nancy A. Hubbard; 125.00, Diamond PAC/Jewel Ware; 250.00, Committee to Elect Mark Steenbergh; 65.00, Gary Woronchak for County Commissioner; 125.00, Laura Cox for Wayne County Commissioner; 100.00, Friends of Suzanne Sareini; 250.00, Health PAC; 2,500.00, Friends of Wayne State PAC; 150.00, Friends of Maureen Brosnan; 6,900.00, Mitt Romney for President; 1,000.00, McConnell Senate Committee; 4,600.00, Friends of Carl Levin; 150.00, Friends of Kevin McNamara; 250.00, Committee to Re-elect Donald Fracassi; 1,000.00, Friends of Michael Bouchard.

2006—1,000.00, Mike DeWine for US Senate; 100.00, Gary Woronchak for County Comm.; 200.00, Citizens for Jewel Ware; 125.00, Laura Cox for Wayne County Comm.; 1,000.00, Dave Camp for Congress; 250.00, Candice Miller for Congress; 500.00, Health PAC; 1,000.00, IMP-PAC; 200.00, Citizens for Sam Salamey; 150.00, The Committee to Re-elect Edward A. Boike, Jr.; 2,500.00, Friends of Wayne State PAC; 500.00, Kilpatrick for US Congress; 6,800.00, DeVos for Governor; 5,000.00, Robert A. Ficano PAC; 750.00, Michael A. Guido Committee; 2,100.00, C. Wakim for Congress; 100.00, Gary Woronchak for County Comm.; 1,000.00, Team Sununu; 250.00, Friends of Kevin McNamara; 1,000.00, Knollenberg for Congress; 5,000.00, Michigan Republican Party; 100.00, Charles Chambers for OCC Board of Trustees; 2,000.00, Santorum 2006; 2,100.00, Jeff Lamberti for Congress.

2005—6,800.00, DeVos for Governor; 1,000.00, Friends of Michael Bouchard; 150.00, Committee to Elect Alan Lambert; 200.00, Friends of Mark Steenbergh; 1,040.00, Michael A. Guido Committee; 750.00, Fremantle Hendrix for Mayor Committee; 100.00, The Committee to Elect Arthur F. Wright; 150.00, Committee to Elect Gregory Pitoniak; 7,300.00, Robert A. Ficano Committee; 70.00, Friends of Nancy A. Hubbard; 70.00, Friends of Suzanne Sareini; 250.00, Friends of Brenda Lawrence; 100.00, Sue Hall for Mayor; 300.00, Committee to Elect Joyce Hayes Giles; 150.00, Committee to re-Elect Edward A. Boike, Jr.; 100.00, Laura Cox for Wayne County Comm.; 50,250.00, Republican National Committee; 25,000.00, Joint Candidate Committee; 1,000.00, Michigan Republican Party; 200.00, Committee to re-Elect Donald F. Fracassi; 100.00, Committee to Elect Notte; 8,400.00, Bouchard for US Senate.

2004—25,000.00, Michigan Republican Party; 1,000.00, Marc Barron for District Judge; 1,500.00, Robert A. Ficano Committee; 2,500.00, Friends of L. Brooks Patterson; 1,500.00, Knollenberg for Congress Committee; 75.00, Committee to Re-elect Edward A. Boike, Jr.; 150.00, Spring event 2004; 1,000.00, Committee to Elect Myrah Kirkwood; 140.00, Friends of Nancy A. Hubbard; 250.00, Citizens to Elect Cheryl Matthews; 150.00, Gorceya for Justice Fund; 40,000.00, Republican National Committee; 10,000.00, Republican National Committee; (8,000.00),