

I will end by mentioning—my colleague mentioned the Sesame Street adage “One of these things is not like the other.” But one other area where this is the case, as I mentioned before, is in the en banc procedures. That is when the courts of appeal—every one of them in the country with the exception of one—when they have difficult issues, they sit together. All the active judges sit together. This provides uniformity and predictability in these courts. But one of these courts is not like the others. The Ninth Circuit cannot do this. It is too big. So they have developed what is called a limited en banc review, which by definition is incorrect and an oxymoron because “en banc” means the whole court. So that is why you have so many opinions in this court that are not uniform, that are problematic, and that undermine the administration of justice for the one in five Americans who is subject to this court’s jurisdiction.

I look forward to working on this with my good friend the Senator from Montana and Members on both sides of the aisle. This should be a bipartisan issue for every Member of this body who wants to make sure their citizens have equal justice under the law.

I yield the floor.

**BUDGETARY REVISIONS**

Mr. ENZI. Mr. President, I previously revised allocations, aggregates, and levels in the budget resolution pursuant to section 4305 of S. Con. Res. 11, the concurrent resolution on the budget for fiscal year 2016, for H.R. 3762, the Restoring Americans’ Healthcare Freedom Reconciliation Act of 2015. On January 6, 2016, the House of Representatives passed H.R. 3762, which had been amended by a complete Senate substitute. On January 8, 2016, the President vetoed the measure. On February 2, 2016, the House was unable to override the President’s veto. As such,

I am reversing my previous adjustments for this legislation.

I ask unanimous consent that the accompanying tables, which provide details about the adjustment, be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

**BUDGET AGGREGATES—BUDGET AUTHORITY AND OUTLAYS**

(Pursuant to Section 311 of the Congressional Budget Act of 1974 and Section 4305 of S. Con. Res. 11, the Concurrent Resolution on the Budget for Fiscal Year 2016)

	\$s in millions	2016
Current Aggregates:		
Spending:		
Budget Authority .....		3,045,629
Outlays .....		3,066,946
Adjustments:		
Spending:		
Budget Authority .....		24,200
Outlays .....		24,300
Revised Aggregates:		
Spending:		
Budget Authority .....		3,069,829
Outlays .....		3,091,246

**BUDGET AGGREGATE—REVENUES**

(Pursuant to Section 311 of the Congressional Budget Act of 1974 and Section 4305 of S. Con. Res. 11, the Concurrent Resolution on the Budget for Fiscal Year 2016)

	\$s in millions	2016	2016–2020	2016–2025
Current Aggregates:				
Revenue .....		2,618,967	14,034,414	31,240,399
Adjustments:				
Revenue .....		57,000	381,500	992,700
Revised Aggregates:				
Revenue .....		2,675,967	14,415,914	32,233,099

**REVISION TO ALLOCATION TO THE COMMITTEE ON FINANCE**

(Pursuant to Section 302 of the Congressional Budget Act of 1974 and Section 4305 of S. Con. Res. 11, the Concurrent Resolution on the Budget for Fiscal Year 2016)

	\$s in millions	2016	2016–2020	2016–2025
Current Allocation:				
Budget Authority .....		2,177,749	12,337,951	29,444,376
Outlays .....		2,167,759	12,318,105	29,419,399
Adjustments:				
Budget Authority .....		2,000	4,600	–16,200
Outlays .....		2,000	4,600	–16,200
Revised Allocation:				
Budget Authority .....		2,179,749	12,342,551	29,428,176
Outlays .....		2,169,759	12,322,705	29,403,199

**REVISION TO ALLOCATION TO THE COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS**

(Pursuant to Section 302 of the Congressional Budget Act of 1974 and Section 4305 of S. Con. Res. 11, the Concurrent Resolution on the Budget for Fiscal Year 2016)

	\$s in millions	2016	2016–2020	2016–2025
Current Allocation:				
Budget Authority .....		12,406	83,087	160,659
Outlays .....		14,540	85,369	171,718
Adjustments:				
Budget Authority .....		0	4,200	13,700
Outlays .....		0	2,400	10,900
Revised Allocation:				
Budget Authority .....		12,406	87,287	174,359
Outlays .....		14,540	87,769	182,618

**REVISION TO ALLOCATION TO UNASSIGNED TO COMMITTEE**

(Pursuant to Section 302 of the Congressional Budget Act of 1974 and Section 4305 of S. Con. Res. 11, the Concurrent Resolution on the Budget for Fiscal Year 2016)

	\$s in millions	2016	2016–2020	2016–2025
Current Allocation:				
Budget Authority .....		–952,199	–6,477,783	–16,637,575
Outlays .....		–906,718	–6,350,658	–16,317,826
Adjustments:				
Budget Authority .....		22,100	463,500	1,368,800
Outlays .....		22,100	463,500	1,368,800
Revised Allocation:				
Budget Authority .....		–930,099	–6,014,283	–15,268,775
Outlays .....		–884,618	–5,887,158	–14,949,026

**ADDITIONAL STATEMENTS**

**REMEMBERING FORREST R. JARVIS**

● Mr. MANCHIN. Mr. President, today I wish to honor Forrest R. “Dick” Jar-

vis, a beloved native of north central West Virginia who passed away on January 27, 2016.

Dick was a remarkable community leader, veteran, family man, and friend; and he left a tremendous legacy throughout my home State. Put sim-

ply, Dick stood out among others. He was the epitome of what West Virginians are all about, with his hospitable nature and unwavering commitment to helping those in need.

Upon graduating from Rivesville High School in 1948, Dick enlisted in

the U.S. Navy, where he reported aboard the Destroyer USS *Brownson* DD 868 during the Korean war. His selfless service to our State and Nation is truly admirable and will never be forgotten.

Once discharged, he returned to West Virginia and entered the insurance business, where he retired as a sales manager after more than 25 years of service.

Dick was an outstanding community leader and was also a member of numerous organizations. He was president of the Morgantown Life Underwriters Association and the West Virginia Association of Life Underwriters and was a Life Underwriter Training Council Fellow. He was active in the Democratic Party of Monongalia County and served two terms as county Democratic chairman. He served five terms on Star City Council and was president of the Monongalia County Volunteer Fire Companies Association for 10 years.

Among his many accomplishments, Dick was instrumental in starting the MECCA 911 emergency dispatch center in Monongalia County and served as chairman of the policy board for more than 8 years. He was a lifetime member of the Star City Volunteer Fire Department, the VFW Post 548, the USS *Brownson* DD 868 Association, and the Tin Can Sailors Association.

It is a very special individual who can sacrifice so much for our Nation, only to return home and continue the tradition of giving back to our communities. Dick led by example and treated his neighbors as friends and his friends as family. He instilled this same loyal community service mindset throughout his family. He leaves behind his loving wife, Willa; his daughter Rebecca and her husband Reverend Mark Combs; his grandsons, Matthew and Alexander; and his dear brother Robert.

Dick was a beloved family man, friend, and inspiration to the Star City community. His glowing smile and positive attitude were contagious and will live on in the memories and hearts of all those who had the privilege of knowing him. Dick's service was greatly appreciated and will certainly never be forgotten.●

#### TRIBUTE TO STEVE PRINGLE

● Mr. MORAN. Mr. President, agriculture is the backbone of our country. It is a significant economic driver, and perhaps more importantly, it offers our citizens a way of life that is unique in today's world. Within agriculture, I often encounter thoughtful, committed men and women who work every day to raise their families, run their businesses, serve their neighbors, and provide a better future for the next generation.

Those qualities are found in Steve Pringle, who has served on behalf of Texas Farm Bureau for over 25 years. Under Steve's leadership, the organization has influenced agricultural policy,

promoted rural values, and worked to show an increasingly urban populace how food is produced.

I met Steve many years ago, and over those years, we grew to be friends. As agricultural issues repeatedly came to the forefront of debate in Washington—from trade and energy, to the economy, overregulation, and the farm bill—he was always someone whom I could count on to give me trustworthy advice and counsel.

Steve is a veteran, a husband, and a father. His long and distinguished career includes stints at the House Agriculture Committee, Texas A&M University, and the U.S. Department of Agriculture. For over a quarter century however, Steve has been the face of Texas Farm Bureau. Steve's passion for improving the lives of farmers and ranchers and advocating for the future of rural America has always impressed me.

Steve Pringle embodies many traits we can all admire, including a deep gratitude for the hard-working families who provide the food, fuel, and fiber Americans rely on. Texas farmers and ranchers found in Steve Pringle a true public servant who worked hard to make certain their voices were heard on Capitol Hill. These traits have earned Steve the respect of his peers in Texas, in my home State of Kansas, and from across the country.

Steve, we are grateful for your service and wish you and your wife, Linda, well in the next chapter of your life.●

#### MESSAGE FROM THE HOUSE

At 2:03 p.m., a message from the House of Representatives, delivered by Mr. Novotny, 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. 766. An act to provide requirements for the appropriate Federal banking agencies when requesting or ordering a depository institution to terminate a specific customer account, to provide for additional requirements related to subpoenas issued under the Financial Institutions Reform, Recovery, and Enforcement Act of 1989, and for other purposes.

The message also announced that the House agrees to the amendment of the Senate to the bill (H.R. 3033) to require the President's annual budget request to Congress each year to include a line item for the Research in Disabilities Education program of the National Science Foundation and to require the National Science Foundation to conduct research on dyslexia.

#### MEASURES REFERRED

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

H.R. 766. An act to provide requirements for the appropriate Federal banking agencies when requesting or ordering a depository institution to terminate a specific customer account, to provide for additional require-

ments related to subpoenas issued under the Financial Institutions Reform, Recovery, and Enforcement Act of 1989, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

#### 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-4295. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Cyazofamid; Pesticide Tolerances" (FRL No. 9940-46-OCSPP) received in the Office of the President of the Senate on February 2, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4296. A communication from the Chief of the Planning and Regulatory Affairs Branch, Food and Nutrition Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "SNAP Requirement for National Directory of New Hires Employment Verification and Annual Program Activity Reporting" (RIN0584-AE36) received in the Office of the President of the Senate on February 2, 2016; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4297. A communication from the Assistant Director, Senior Executive Management Office, Department of Defense, transmitting, pursuant to law, a report relative to a vacancy in the position of Under Secretary of the Army, Department of Defense, received in the Office of the President of the Senate on February 3, 2016; to the Committee on Armed Services.

EC-4298. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Bernard S. Champoux, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-4299. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13441 with respect to Lebanon; to the Committee on Banking, Housing, and Urban Affairs.

EC-4300. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report relative to the North Slope Science Initiative; to the Committee on Energy and Natural Resources.

EC-4301. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Protection of Stratospheric Ozone: Revisions to Reporting and Recordkeeping for Imports and Exports" (FRL No. 9941-82-OAR) received in the Office of the President of the Senate on February 2, 2016; to the Committee on Environment and Public Works.

EC-4302. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Section 506 Notification Requirement for New and Certain Existing Section 501(c) (4) Organizations" (Notice 2016-9) received in the Office of the President of the Senate on February 2, 2016; to the Committee on Finance.

EC-4303. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the