

Was it something in the water? How was it that all three Vogelmann offspring wound up with advanced degrees in science?

The question brought a blank look to Tom's face.

"A lot of conversations around dinner table . . ." he said vaguely.

About what, besides butternuts?

"Could be about anything," he said, "from fossils to . . . We used to walk through plowed fields, we'd find artifacts, and we'd talk about them."

Or, he mused, maybe it had to do with the ambience in which they came of age. Some kids grow up in a corporate culture. They grew up in a university culture.

Hub still enjoys hearing Tom talk about the doings at UVM. Some things don't change, Hub said.

They don't just talk shop, though. Each one brags about the other's garden.

"He grows some of the world's best celeriac," Tom was saying before Hub showed up.

Celeriac, Tom explained, is a big root that you can grate into soups or salads. The leaves look like celery leaves.

After Hub arrived and sat down, the porch conversation soon got back to gardens.

"He has the biggest garlic patch in Vermont," Hub said.

"No, I don't," Tom said.

"How many plants do you have—a thousand?"

"Over a thousand," Tom said. "That's a lot of holes to make with your thumb."

"How many varieties?"

"Forty-two," Tom said.

Hub smiled. He seemed to know what was coming.

"It all tastes pretty much the same," Tom said.

#### GUN VIOLENCE

Mr. LEVIN. Mr. President, the past few months have been marked by several high-profile, tragic shootings that have left families to grieve and communities to ponder why. While many of the details of these recent shootings vary tremendously, one fact remains constant, our current gun laws have failed to keep firearms out of the hands of those who should not have been able to acquire them.

In 1983, James von Brunn, a white supremacist and Holocaust denier, was convicted of attempting to kidnap members of the Federal Reserve Board, after he was caught trying to enter a board meeting carrying multiple firearms. As a convicted felon, Mr. Von Brunn was legally barred from possessing firearms. Despite this fact, on June 10, Mr. Von Brunn walked into the United States Holocaust Memorial Museum and fatally shot security guard Stephen T. Johns, a 6-year veteran of the facility, before being shot himself by other officers. Holding a .22-caliber rifle, this man entered a museum that welcomes 30 million visitors and school children annually. Tragically, this type of violence is not uncommon.

On June 1, a 24-year-old man shot two soldiers, PVT William A. Long and PVT Quinton Ezeagwula, outside of a military recruiting station in Little Rock, AR. Private Long, who had just completed basic training and was vol-

unteering at the recruiting office before starting an assignment in South Korea, was killed in the shooting. The man accused in this incident was later found with two rifles and a handgun, despite being under investigation by the FBI's Joint Terrorism Task Force. The day before, a 51-year-old man with a history of mental illness walked into the Reformation Lutheran Church in Wichita, KS, and shot Dr. George Tiller in the head while he served as an usher during Sunday morning services. The accused in this incident had been arrested by police in 1996, after being found with bomb-making material in his car.

These senseless acts of gun violence frequently also target police officers. On April 4, a 23-year-old man, dishonorably discharged from Marine basic training, armed with three guns, including an assault rifle, ambushed and gunned down Officers Eric Kelly, Stephen Mayhle, and Paul Sciuillo in Pittsburgh, PA. A fourth officer, Timothy McManaway, was shot in the hand. This shooting occurred just 2 weeks after a 26-year-old man, with a prior conviction for assault with a deadly weapon, turned two guns, including an assault rifle, on police officers in Oakland, CA. SGTs Mark Dunakin, Ervin Romans, Daniel Sakai, and Officer John Hege were fatally shot in what was the deadliest day for U.S. law enforcement since September 11, 2001.

In the span of a few months, a security officer, a doctor, two soldiers, and seven police officers lost their lives. All devoted their professional lives to the protection of others; all gunned down by someone who should not have had access to a firearm. These are not uncommon events, but rather simply the latest high-profile shootings to capture national headlines. In a nation which suffers 12,000 gun homicides, 17,000 gun suicides, 650 accidental gun deaths, and another 70,000 nonfatal gun injuries every year, there are still those who resist legislation aimed at putting an end to these tragedies. I urge my colleagues to act immediately and pass urgently needed commonsense gun legislation.

#### CLOSE THE SILO/LILO LOOPHOLE ACT

Mr. BAUCUS. Mr. President, I have been extremely concerned about the problems lease-in/lease-out and sale-in/lease-out transactions cause our tax system for years. I have made clear before that gaming the system at the taxpayers' expense is simply unacceptable. In 2004, Senator GRASSLEY and I successfully shut down the loophole that allowed losses from these deductions, but the current economic crisis has created new problems. I applaud the work of Senator MENENDEZ to address these issues, and I support his efforts to resolve this problem.

#### COMMENDING CHIEF WARRANT OFFICER KEVIN J. GALVIN

Mr. REED. Mr. President, today I pay tribute to the long and distinguished service of chief warrant officer and ancient keeper, Kevin J. Galvin of the U.S. Coast Guard.

For over 30 years, Chief Warrant Officer Galvin has served proudly in our Nation's Coast Guard, exhibiting the classic attributes of a "Coastie": a profound dedication to duty, unsurpassed technical expertise, and an uncompromising commitment to operational excellence.

Since June 2006, Chief Warrant Officer Galvin has served as the commanding officer of Castle Hill Station in Newport, RI. Through this period, during which the Coast Guard has taken on an increasing burden to help secure our homeland, Chief Warrant Officer Galvin exhibited sound and capable leadership. Under his watch, the Castle Hill Station exceeded every operational expectation, including the successful execution of over 350 search and rescue cases which resulted in 46 lives saved, 428 persons assisted, and \$23 dollars in property secured. Chief Warrant Officer Galvin also oversaw more than 500 law enforcement boardings, directed multiple ports, waterways, and coastal security missions to protect critical infrastructure, provided security for visits by the President and foreign heads of state, and led his crew in providing security and SAR response for Tall Ships 2007, where 27 ships visited Rhode Island from around the world culminating in a Parade of Sail with over 6000 spectator vessels.

On June 21, 2008, Chief Warrant Officer Galvin relieved master chief boatswain's mate John E. Downey as the ancient keeper of the Coast Guard, becoming the second recipient of the Joshua James Ancient Keeper Award. The Ancient Keeper Award is presented to a Coast Guard member on Active Duty in recognition of their longevity and outstanding performance in boat operations. The award's namesake, CAPT Joshua James, is the most celebrated lifesaver in Coast Guard history with 626 lives saved. Only those who have exemplified the finest traits of maritime professionalism and leadership are appointed keepers. The ancient keeper is charged with overseeing Coast Guard boat operations to ensure the service's traditional professionalism remains intact. Chief Warrant Officer Galvin has carried out this responsibility with honor and distinction.

On July 1, 2009, Chief Officer Galvin will bring his long and impressive career in the Coast Guard to an end and will be relieved of his duty as the ancient keeper and commanding officer of the Castle Hill Station by another outstanding member of the Coast Guard, CWO Thomas Guthlein.

Again, I commend Chief Warrant Officer Galvin for his dedicated career in the U.S. Coast Guard and thank him for all he has done in service to our country.

PROJECT SPONSORSHIP  
CORRECTION

Ms. MIKULSKI. Mr. President, as Chairwoman of the Appropriations Subcommittee on Commerce, Justice, science, and Related Agencies, I rise today to clarify for the record the sponsorship of a congressionally-designated project included in the explanatory statement accompanying H.R. 1105, the Omnibus Appropriations Act, 2009, Public Law 111-8.

Specifically: Senator FEINSTEIN should not be listed as a cosponsor of the San Francisco district attorney "Back on Track" Byrne discretionary grant through the Department of Justice, since she did not request this funding. Senator FEINSTEIN's name was added as a cosponsor of this project through a clerical error.

MATTHEW SHEPARD HATE CRIMES  
PREVENTION ACT

Mr. CARDIN. Mr. President, I rise today to show my support for the Matthew Shepard Hate Crimes Prevention Act of 2009.

On June 15, 2009, Stephen Johns was killed in the U.S. Holocaust Museum. On February 12, 2008, Lawrence King, a 15-year-old student, was murdered in his high school because he was gay. On election night 2008, two men went on an assault spree to find African Americans, because then-Senator Obama won the Presidential election. In July 2008, four teenagers brutally beat and killed a Mexican immigrant while yelling racial epithets. Hate crimes continue to occur in our country every day. According to recent FBI data, there were over 7,600 reported hate crimes in 2007. That's nearly one every hour of every day. Over 150 of those incidents occurred in my own home State of Maryland.

The number of hate crimes occurring across the country is likely underestimated. At least 21 agencies in cities with populations between 100,000 and 250,000 did not participate in the FBI data collection effort for the 2007 report. Additionally, victims may be fearful of authorities and may not report these crimes. Local authorities may define what constitutes a hate crime differently than other jurisdictions. But what we do know is that hate crimes are occurring and have increased toward certain groups of individuals.

According to the recent Leadership Conference on Civil Rights Education Fund Report, entitled "Confronting the New Faces of Hate," hate crimes against Latinos has been increasing steadily since 2003. This marked increase also closely correlates with the increasing heated debate over comprehensive immigration reform. There was also a five year high in victimization rates in 2007 toward lesbian, gay, bisexual and transgendered individuals. That number has increased by almost 6 percent. The number of White suprema-

cist groups has increased by 54 percent and African Americans continue to experience the largest number of hate crimes, with an annual number essentially unchanged over the past 10 years. While religion based offenses decreased, the number of reported anti-Jewish crimes increased slightly between 2006 and 2007.

The Matthew Shepard Hate Crimes Prevention Act is a necessary and appropriate response to this ongoing threat to our communities. Currently, 45 States and the District of Columbia have enacted hate crime laws and have taken a stand against hate in their States. Thirty-one of those States have already included sexual orientation in their definition of what constitutes a hate crime. Twenty-seven States and the District of Columbia prohibit violent crimes based upon a victim's gender. States have a patchwork of hate crimes statutes which leaves gaps which need to be filled in order to have an effective response and prosecution of these crimes. The Federal Government has a clear responsibility to respond to hate crimes. Current Federal hate crime laws are based only on race, color, national origin and religion. We need to include gender, disability, gender identity, and sexual orientation. Current law also requires the victim to be participating in a federally protected activity, like attending school or voting. Those who commit hate crimes are not bound to certain jurisdictions and neither should the people who prosecute them, which is why this legislation removes the requirement that a victim be participating in a federally protected activity. The Matthew Shepard Hate Crimes Prevention Act will make sure all Americans are equally protected against hate crimes.

The American public supports this goal. According to a Gallup poll from 2007, 68 percent of all Americans support extending hate crime protection to groups based on sexual orientation and gender identity, including 60 percent of Republicans, and 62 percent of individuals who frequently attend church. This legislation also enjoys the support of 43 Senators from both sides of the aisle. The legislation has also already passed the House of Representatives.

This legislation will also provide necessary resources to our State and local governments to fight hate crimes. Specifically, it will provide grants for State, local and tribal law enforcement entities for prosecution, programming and education related to hate crime prosecution and prevention. The bill will assist States and provide them with additional resources, not diminish their role in managing criminal activity within their State. The bill supplements state and local law enforcement efforts.

Additionally, and most importantly, the legislation was carefully drafted to maintain protections for Americans' first amendment rights. Nothing in this legislation diminishes any Ameri-

can's freedom of religion, freedom of speech or press, or the freedom to assemble. The Supreme Court has already ruled that such laws do not obstruct free speech. Let me be clear, the Matthew Shepard Hate Crimes Prevention Act targets violent acts, not speech.

Hate crimes affect not just the victims; they victimize entire communities and make residents fearful. We cannot allow our communities to be terrorized by hatred and violence. I encourage my fellow colleagues to support the Matthew Shepard Hate Crimes Prevention Act.

100TH ANNIVERSARY OF MEDICINE  
BOW, WYOMING

Mr. BARRASSO. Mr. President, I rise today to recognize the 100th anniversary of the town of Medicine Bow, WY. The town eventually became the setting for the classic Western novel by Owen Wister, "The Virginian."

Medicine Bow's history began decades before its incorporation on June 26, 1909. The town's name originates from the mountains surrounding the area. American Indians would annually travel to the foot of the Medicine Bow Mountains to obtain wood that was excellent for arrows. According to the Native Americans, anything that is perfect for the purpose for which it is intended is called "good medicine."

The Union Pacific Railroad routed tracks through the valley because the Medicine Bow River was an ideal place for a pumping station. Steam engines would pause to take on a load of water before roaring across the prairie to the east or over the mountains to the west. The railroad not only produced what is now known as the town of Medicine Bow, but it also created economic opportunities. Wyoming's booming cattle industry necessitated stock yards in Medicine Bow. The town became an important shipping center for cattle headed to the eastern market and a great place for cowboys to congregate after gathering their herds.

The wood in the Medicine Bow forest was excellent not only for arrows but also for railroad ties. Every year, tie hacks cut hundreds of thousands of railroad ties and mining props from the mountains at the head of the river. The material was then floated down to a river boom, a mile from the Medicine Bow Station. These ties were pulled from the river and shipped to supply America's swiftly expanding railroad network.

The tie hacks and the cowboys played a vital role in the development of Medicine Bow's untamed reputation. It was this reputation as one of the West's wildest towns that brought famous novelist Owen Wister to Medicine Bow. Following his stay in Medicine Bow, Wister authored the classic Western novel, "The Virginian." In his novel, he mirrored more than just the setting of the town. His plot was a fictionalized story about the Johnson