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Senate

(Legislative day of Tuesday, January 10, 1995)

The Senate met at 10 a.m., on the expiration of the recess, and was called to order by the President pro tempore [Mr. THURMOND].

The PRESIDENT pro tempore. Our opening prayer this morning will be delivered by the Reverend Mark Dever, pastor of the Capitol Hill Baptist Church.

PRAYER

The guest chaplain, the Reverend Mark E. Dever, offered the following prayer:

Let us pray:

Lord God, before the debates and disputes, the committees and compromises which may fill our day, we would stop and confess publicly that You are a good God. You have provided all we need, and so much more. We praise You for the freedom from want which marks off this land from so many others.

Thank You for the wise and just leaders who work in this place, and for the people who honor law and pray for our elected officials.

Thank You for all the good motives which move the hearts of those present to undertake these duties of governance. We ask that where their hearts are stubborn to You, You would subdue them, where they are mistaken, You would teach them, where they are discouraged, You would comfort and strengthen them.

Help them in their service to this Nation, to discern their service to You.

Lord God, bless America, we pray. Forgive us for our callousness to Your blessings. Forgive this Nation particularly we pray for the ways in which we abuse our leaders. Give this Nation a sense of the hope for justice and prosperity that America still is to many around the globe today. We ask that You would give us a renewed sense of Your bounty in this land, an appreciation of the wealth You have given us in

the abundance of natural resources, in the hard work of so many people, in the stability of our society.

Give us a nation marked by gratitude for Your blessings, and stewardship of them in kindness and compassion and self-control. We pray that this Chamber would reflect Your character in this.

And along with a renewed sense of Your bounty, we pray for a renewed sense of our accountability. Remind all who work here, in massive buildings which seem so permanent, remind them of the brevity of life, and the certainty of judgment.

We ask this in the name of Jesus Christ. Amen.

RECOGNITION OF THE MAJORITY LEADER

The PRESIDENT pro tempore. The distinguished majority leader is recognized.

SCHEDULE

Mr. DOLE. Mr. President, let me just indicate for our colleagues that there will be a period for the transaction of morning business throughout the day, with Senators permitted to speak for not to exceed 15 minutes each. And I remind Senators and members of their staff that under the unanimous-consent agreement entered last night, there will be no rollcall votes today and no rollcall votes on Monday, prior to 4 p.m.

Today Senators may discuss their amendments to S. 1 and have them printed in the RECORD in order to qualify them under the 3 p.m. Tuesday deadline. I do not know how many Senators wish to speak today, but we will be in for whatever period of time it may take.

Mr. FORD. Mr. President, will the distinguished majority leader yield?

The PRESIDENT pro tempore. The distinguished acting minority leader.

Mr. FORD. Mr. President, I think it might be appropriate, I say to my friend, that we review a little bit your understanding with our leader as to the offering of amendments so that we will not get into—it is a gentlemen's agreement, and we want to uphold our part of it. But I want to be sure everybody understands that, if you do not mind.

Mr. DOLE. Right. As I indicated, we entered into the agreement last night and we have listed in the RECORD all the amendments on both sides of the aisle. I think they total around 67 amendments. To offer the amendment, you simply have to send it to the desk. If there is an amendment pending, you have to, of course, set that amendment aside.

We also agreed that if for some unusual circumstance someone was prevented on either side of the aisle from offering their amendment before the 3 o'clock deadline, the two leaders could agree that one of our colleagues, or more, could then offer the amendment, or amendments, in any event.

The importance of the agreement is to get a finite list of the amendments. There are no time agreements on any of the amendments. I hope not all the amendments are offered. But even if all the amendments are offered—that means sent to the desk—they may not be called up. It is my hope we can complete action sometime maybe on Wednesday of next week. I suggest to my colleagues who have any other questions that in the Calendar of Business on pages 2 and 3, we have outlined the agreement.

I think the highlights are that we will start considering S. 1 again on Monday at 10 a.m., with no votes until 4 o'clock, if any votes are ordered. There will be no business today, except you can send your amendments to the desk.

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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S 1251

Mr. FORD. May I further ask, one of the points the majority leader made last evening is the fact that an amendment may be filed but that is not sufficient to cover the unanimous-consent agreement. It must be offered. It can be set aside and that constitutes an offering and it can be taken up later but, nevertheless, a Senator must offer his amendment or by unanimous-consent one of the leaders or the floor manager can do that.

So there was concern last night, and I want to make that clear again this morning, that if an amendment has been filed for cloture, it is not sufficient to accommodate this unanimous-consent agreement.

Mr. DOLE. The Senator is correct. There are a number of amendments, I think 117 amendments were filed when we were getting into cloture. In order to qualify under this agreement—Senator BYRD from West Virginia made it clear—the Senator himself must offer the amendment, himself. I think we can accommodate everyone, but hopefully they will be able to accommodate us, too, and not offer all these amendments.

Mr. FORD. I have three on there that could go away. I thank the majority leader.

MORNING BUSINESS

The PRESIDENT pro tempore. Under the previous order, there will now be a period for the transaction of morning business, with Senators permitted to speak therein for not to exceed 15 minutes each.

Mr. COCHRAN addressed the Chair.

The PRESIDENT pro tempore. The distinguished Senator from Mississippi.

TRIBUTE TO RUBY ELIZABETH STUTTS-LYELLS

Mr. COCHRAN. Mr. President, on December 22, Mississippi lost one of its most outstanding citizens when Mrs. Rubye Stutts-Lyells passed away. She was a personal friend of mine, but she was also a friend of many, and was one of the real leaders in our State in many areas of activity and interest. She took a very active role in helping to improve the opportunities for everyone in our State through her work in civic, cultural, religious, and political endeavors.

While I was not able to attend her funeral, which was described as "The Celebration of Triumph," which was held in Jackson, MS, members of my staff did represent me on this occasion and sent me a copy of the program which contains a very fine and sensitive obituary.

In memory of Mrs. Lyells, I ask unanimous consent, Mr. President, that a copy of the obituary and the program, "The Celebration of Triumph, Mrs. Rubye Elizabeth Stutts-Lyells," be printed in the RECORD.

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

THE CELEBRATION OF TRIUMPH—MRS. RUBY ELIZABETH STUTTS-LYELLS

1:00 p.m.: Special Ceremonies conducted by Beta Delta Omega Chapter, Alpha Kappa Alpha Sorority, Inc., Mrs. H. Ann Jones, President.

PROGRAM ORDER OF SERVICES

(Dr. Lelia Gaston Rhodes, Presiding)

Prelude
Processional
Scriptures: Old and New Testaments, The Reverend Dr. Leon Bell, Pastor, New Mt. Zion Baptist Church, Jackson, Mississippi.
Prayer.
Solo: Mr. L.L. Knowles.
Tributes:
Alcorn State University, Dr. Walter Washington, President Emeritus' Dr. R.E. Waters, Interim President.
"As a Friend and Physician," Robert Smith, M.D., Director and Chief of Staff, Mississippi Family Health Center.
Alpha Kappa Alpha Sorority, Inc., Mrs. Mildred B. Kelly, Beta Delta Omega Chapter.
Solo: Mrs. Rose Knowles White.
Acknowledgements: Ms. Renalda Jaynes.
Obituary, Interlude: Read Silently.
Solo: "The Lord's Prayer," Mr. Jobie Martin.
The Christian Science Message: Mr. Harold Karyes, reader.
Funeral Directors of Peoples in Charge.
Recessional.
Postlude: Mrs. Princess B. Gwynn, organist.

ACKNOWLEDGEMENTS

The family of the late Mrs. Rubye E. Stutts-Lyells extends loving gratitude to all friends, neighbors, and church members who have provided ongoing comfort and have displayed innumerable acts of kindness during her illness and our bereavement. We thank you today, tomorrow and always. May God's richest blessings of good health, happiness and hope for 1995 be with you!

OBITUARY

Mississippi's claim to a segment of intellectual prominence, perhaps can be best described in the polished craftsmanship of some of the progenitors who suffered with dignity, with poise, with scholarship and a demeanor of elegance, the complexes, and atrocities of Mississippi's intricate maze of social classes, racial differences, poverty and ignorance.

So to chronicle the life of a scholar, par excellence, who was a major player in the saga of change in Mississippi, historians must thoroughly research data for future generations, the multifaceted experiences of the stature of Mrs. Rubye E. Stutts-Lyells. Mrs. Lyells was born Rubye Elizabeth to the late Tom and Rossie A. Cowan Stutts in Anding, a crossroad village in Yazoo County, Mississippi. Her parents had two sets of twins; one set of whom Mrs. Lyells was the older. All sisters preceded her in death. Mr. Tom Stutts was a prominent progressive farmer known throughout the deep South.

Mrs. Lyells' early education was begun at Utica Institute where in 1923 she completed both the eighth and ninth grades, and in 1924 completed the tenth and the eleventh grades. In 1925 she graduated as Valedictorian of her class.

During the fall semester of the same year Mrs. Lyells' parents enrolled her in the former Alcorn A&M College (now Alcorn State University) where she graduated in 1929 as Valedictorian of her class. Following

graduation from Alcorn, she matriculated at Hampton Institute as a Julius Rosenwald Fellow and in 1930 was conferred the degree of Bachelor of Science in Library Science. She immediately returned to her Alama Mater as the first professionally trained African American Librarian in the State of Mississippi. Mrs. Lyells worked assiduously to bring the library in compliance with standards of professional accrediting agencies, both on the state and regional levels. Much of her work became a model for collection development in other Black Land Grant Colleges.

Mrs. Lyells has been at the forefront of almost every significant educational, social, and political advancement made in Mississippi during the past half century. To be on the cutting edge of advancements in the field of librarianship, she took a leave of absence from Alcorn to enroll in the Masters of Arts Library degree program at the University of Chicago where she graduated with distinction in 1942.

Mrs. Lyells' services, as the state's only African American librarian, were in great demand throughout the nation. However, her immediate decision was to stay in Mississippi to serve as a catalyst in helping to raise the standards of academic and public libraries. She served with distinction as head librarian at Jackson State University as the first African American Librarian to head a branch of the Jackson Municipal Library System; acting librarian at the Atlanta Public Library System and Special Assistant Librarian at the Iowa State University Library.

Mrs. Lyells' persistent pioneering efforts for professionalism among African American librarians and her emphasis on quality, available public library resources and facilities for all people were met with apathy, hostility and out-right resistance by those who viewed her "call for change" as threatening to their way of life—as recounted by Clarence Hunter and the editor of the Jackson Advocate, Mr. Tisdale—"Mississippi's Library Heritage—Rubye E. Stutts Lyells—A Woman For All Seasons" She was adamant in her views that librarians should be treated as professionals; that if historically black colleges are to carry out their mission, they should by statutory mandate be funded at a level to acquire and maintain quality libraries.

As a world traveler, noteworthy among her distinguished affiliations were: Executive Director, Mississippi State Council on Human Rights; member of the Mississippi Women League of Voters, President, Mississippi Federated Clubs, President of Terrell Literary Club; a past president of Beta Delta Omega Chapter of Alpha Kappa Alpha Sorority, Inc.; Alcorn State University National Alumni Association, Inc. and the University of Chicago Alumni Association, Inc. She was the recipient of numerous citations and awards. Mrs. Lyells was a candidate for nomination to the Mississippi Senate in 1975; attended the Republican National Convention in 1952 and was invited to the Inauguration of President Dwight D. Eisenhower in 1953. In 1970 she served on the Advisory Committee of the Co-chairman of the Republican National Convention (In 1969 she was a delegate to the Southern Republican Conference in New Orleans). In 1979, Mrs. Lyells was appointed to the Mayor's Advisory Committee in Jackson.

She is listed in numerous scholarly publications which include Marquis Who's Who; The World Who's Who of Women, Cambridge, England, 1978, p. 724. She was a prolific writer. Many of her articles appeared in refereed journals.

Mrs. Lyells served on the Board of Trustees of Prentiss Institute. The Library is