The Senate was not in session today. Its next meeting will be held on Monday, June 3, 2002, at 1 p.m.

House of Representatives
FRIDAY, MAY 24, 2002

The House met at 1 a.m. and was called to order by the Speaker pro tempore (Mr. SIMPSON).

DESIGNATION OF THE SPEAKER PRO TEMPORE
The SPEAKER pro tempore laid before the House the following communication from the Speaker:
WASHINGTON, DC, May 24, 2002.
I hereby appoint the Honorable MICHAEL K. SIMPSON to act as Speaker pro tempore on this day.
J. DENNIS HASTERT, Speaker of the House of Representatives.

PRAYER
The Chaplain, the Reverend Daniel P. Coughlin, offered the following prayer:
O God, You have kept Your covenant with every generation. In a world shadowed by the many infidelities and many inconsistencies of frail humanity, grant us faith in Your enduring love and patience with us.

Confirm the Members of the House of Representatives in Your power that they may accomplish the tasks You set before them.

Since You have called them to serve this great Nation, grant them the gifts they need to discern Your holy will and accomplish deeds of justice and integrity, today and every day of their lives.

Amen.

THE JOURNAL
The SPEAKER pro tempore. The Chair has examined the Journal of the last day’s proceedings and announces to the House his approval thereof.
Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE
The SPEAKER pro tempore. Will the gentleman from Texas (Mr. THORNBERY) come forward and lead the House in the Pledge of Allegiance.
Mr. THORNBERY led the Pledge of Allegiance as follows:
I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

PERSONAL EXPLANATION
Mr. LANGEVIN. Mr. Speaker, on rollcall No. 200, Obey amendment No. 52, and on rollcall No. 201, Obey amendment No. 51, I was unavoidably detained. Had I been present, I would have voted “aye” on both amendments.

2002 SUPPLEMENTAL APPROPRIATIONS ACT FOR FURTHER RECOVERY FROM AND RESPONSE TO TERRORIST ATTACKS ON THE UNITED STATES
Mr. HASTINGS of Washington. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 431 ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 431
Resolved, That immediately upon the adoption of this resolution further consideration of the bill (H.R. 4775) making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes, shall proceed in the House. The bill shall be considered as read for amendment. In addition to the amendments considered as adopted pursuant to House Resolution 428, the further amendments adopted in the Committee of the Whole and the amendments printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except one motion to recommit with or without instructions.

The SPEAKER pro tempore. The gentleman from Washington (Mr. HASTINGS) is recognized for 1 hour.

(Mr. HASTINGS of Washington asked and was given permission to revise and extend his remarks.)
Mr. HASTINGS of Washington. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Texas (Mr. FROST), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

Mr. Speaker, H. Res. 431 would provide for the further consideration of H.R. 4775, the 2002 Supplemental Appropriations Act for Further Recovery and Response to Terrorist Attacks on the United States.

The rule provides that in addition to the amendments considered as adopted pursuant to House Resolution 428, the further amendments adopted in the Committee of the Whole and the
amendments printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted. That simply strikes four provisions in the bill that are in violation of House rule XXI.

The rule further provides that the previous question shall be considered as ordered on the bill as amended to final passage without intervening motion except one motion to recommit, with or without instructions.

Mr. Speaker, H.R. 4775 is a bipartisan emergency wartime supplemental for the fiscal year 2002. We are here tonight under these extraordinary circumstances due to the urgent need to complete this legislation and ensure that our men and women in uniform have the necessary funding to continue to fight the war on terrorism.

Mr. Speaker, this is, again, an emergency supplemental. To ensure that all of my colleagues understand why we are here tonight, I have brought a dictionary, "Webster's New Collegiate Dictionary," to make sure there is no confusion as to what we are talking about.

Let us look how this dictionary defines "emergency": (1) A serious situation or occurrence that happens unexpectedly and demands immediate attention; (2) A condition of urgent need for aid or assistance.

What about "supplemental"? Let us see what the dictionary provides for that definition: (1) Something added to complete a thing, make up for a deficiency, or strengthen the whole.

Clearly, my colleagues understand that this legislation meets the test on both counts. September 11, 2001, was surely an emergency, and this legislation is urgently needed to supplement the military and ensure that we are able to fight and win this war. And, Mr. Speaker, this is indeed a war.

This rule is necessary due to the extraordinary situation that the House was faced with. The Committee on Rules faced with an open rule, as we normally do on appropriations bills, with debate subject to the 5-minute rule. Any amendment that conformed with the regular rules of the House would have been in order.

Unfortunately, we have been debating H.R. 4775 since 6:23 p.m. Wednesday with over 16 hours spent on this debate, and we have disposed of a mere five amendments.

Regrettably, the other side of the aisle, perhaps not understanding the emergency and supplemental nature of this legislation, has slowed down this process. Therefore, we must come forward with a rule to ensure that this emergency legislation proceeds. To contend with this delay, we probably need new procedures to ensure that our men and women in uniform have the necessary resources to prosecute the war on terrorism, which we all support.

Accordingly, Mr. Speaker, I encourage my colleagues to support H. Res. 431 and the underlying bipartisan emergency wartime supplemental.

Mr. Speaker, I reserve the balance of my time.

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

Mr. Speaker, it is very late, so I will not mince words. Democrats are as eager as Republicans to get this bill that came out of the Committee on Appropriation as Republicans are. The underlying bill is still a good, bipartisan measure that supports the war on terrorism and homeland security. But by resorting to extraordinary, arrogant, and deceptive procedures tonight, the Republican leadership has sunk to a new low.

Mr. Speaker, the second rule is no better than the first rule the Committee on Rules reported out yesterday. Republicans are still using the war to hide from the American people their raid on Social Security. They are still trying to secretly turn your Social Security card into their credit card. They are still trying to charge billions of dollars more without even putting it through the reader because they do not want a tell-tale receipt for their spending spree.

The only change, Mr. Speaker, is that Republicans have resorted to outrageous procedures to completely shut off debate. They are doing it again: to completely shut off debate. Simply put, they do not like the fact that Democrats are exposing their attempt to politicize the war, drive the Nation into deeper debt, and keep raiding Social Security.

That is right, Mr. Speaker. As America prepares to celebrate Memorial Day, Republican leaders are shutting down democracy in the House of Representatives, and they are so ashamed that they waited until the cover of darkness to do it.

Well, they should be ashamed. Right now, the brave men and women of the U.S. military are halfway across the globe fighting for freedom and democracy in Afghanistan, and tonight the Republican leadership is here in Washington stomping out democracy in the House of Representatives.

But I suppose we should not be surprised, Mr. Speaker. After all, this has been a very bad 10 days for the Republican House. Republican leaders are scared to death by the vulnerability of their slim majority, so scared that they seem to be willing to do anything to cling to power. Last week, the press caught Republicans raising money to buy an official photograph of the President taken on September 11. That, I think we would all agree, was a disgraceful display of political opportunism, one that does a tremendous disservice to the President and the country. But Republicans never apologized to the American people, so I assume they are still selling a piece of September 11 in order to pay for their congressional campaigns.

Then yesterday, Republican leaders brought the strategy of political war profiteering to the House floor. And they got caught once again. That was undoubtedly painful for the Republican leadership, Mr. Speaker; but it was good for the House, because it has given us one more chance to stop them from politicizing the war.

Mr. Speaker, we all know it is wrong to use soldiers and seniors as political pawns. And we all know that is precisely what this rule does.

So I urge my Republican friends to join me in opposing this rule, to join me in urging Republican leaders to stop holding this wartime spending bill hostage. Then we can all vote together, as a unified House of Representatives, to pass the original bipartisan bill that Democrats and Republicans both support.

Mr. Speaker, I reserve the balance of my time.

Mr. HASTINGS of Washington. Mr. Speaker, I am pleased to yield 3 minutes to the distinguished gentleman from Florida (Mr. DIAZ-BALART), a member of the Committee on Rules.

Mr. DIAZ-BALART. Mr. Speaker, I thank my colleague for yielding me time.

Mr. Speaker, how unfortunate it is that our colleagues on the other side of the aisle are accusing us of, in the words of my friend the gentleman from Florida (Mr. DIAZ-BALART), "stomping out democracy," by bringing forth a rule to try to get a vote on a wartime supplemental appropriations bill.

After 16 hours of dilatory tactics, after 16 hours of delaying motions, depoisition tactics, in defending this legislation, we are accused of stomping out democracy because we want this House before Memorial Day to vote on a wartime supplemental appropriations bill.

I think it is most unfair for our colleagues on the other side of the aisle to adopt the attitude that they have adopted. The underlying legislation is extraordinarily needed. If there has ever been a need for legislation, it is to provide our men and women with the resources to continue our fight successfully, as they have, in defending this Nation, and to see hour after hour of dilatory tactics with absurd arguments, absurd arguments, which do not meet any test of the ridiculous. And to then accuse us, because we wish to get a vote on this wartime supplemental appropriations bill, to accuse us of stomping out democracy, is not serious; and it is not fair.

I am reminded of the words of the Spanish philosopher Ortega y Gasset, who said that "man is man plus his circumstances." I know that it is the circumstances of our friends on the other side of the aisle to be protesting. Perhaps it is the circumstances. The reality of the matter is that I know that our colleagues that are listening on their TV screens know that what we are doing is not only appropriate, but it is fair and it is necessary.

So after 16 hours of dilatory tactics, after 16 hours of wasting the time of our colleagues, if we are selling our friends on the other side of the aisle is that it is time to vote to get the aid to our men and women in uniform.
Mr. FROST. Mr. Speaker, I yield myself 1 minute.

Mr. Speaker, if the country of Cuba had a parliament or a legislature, they would be attempting to do exactly what the Republicans are doing tonight to deny the dictatorship of that country the right to prevent that parliament from voting on an issue of whether or not to raise the debt, whether or not to put the country in debt. All we are asking for is the right to vote squarely on whether to put this country deeper in debt.

The Dallas Morning Newspaper in my home city, a very conservative newspaper, editorialized today against what the Republicans are doing, saying, shame on them. The Congress should vote directly on the question of putting this country deeper in debt, something which this rule prohibits us and prevents us from doing, just as they would in the Cuban parliament if there happened to be one.

Mr. Speaker, I yield 5 minutes to the gentleman from Wisconsin (Mr. OBEY).

Mr. OBEY. Mr. Speaker, since we are pretending that this is a new legislative day, I thought the least I could do is pretend that I had gone home and put on a different set of clothes and freshen up a bit, and I think we might as well continue the pretense for a while.

This bill started out as a bipartisan wartime supplemental supported by both parties. Then, as they had previously done on so many other occasions, on patients’ protection, on the energy bill, on airline security, on the Patriot Act, on pension reform and the welfare bill, the majority leadership decided to obliterate the legislative process. They discarded a bipartisan committee product, and they threw in unrelated partisan political items that characterized a full partisan agenda that had been cast into a particular budget resolution which pretends that they will spend $10 billion less next year than they are asking us to spend in this bill this year. They also slipped in without a vote a sleight-of-hand, hidden debt increase of $750 billion, and then they threw in enough special goodies for a few friends to get the votes to pass this shameful smorgasbord. They did it all to preserve the votes to pass this shameful smorgasbord.

What the Republicans are attempting to do is to invent the fiction of a new legislative power to a new level. The new rule that they have adopted would enable them to completely throw in unrelated partisan political items, and deprive us of the dollars we need for other crucial investments.

Now, the debate the last two days has been to try to get them to make this a real legislative debate about real choices. Instead, they have taken abusive power to a new level. The new rule invents the fiction of a new legislative day to destroy the legislative process even further.

What we are left with is not even a real debate. It is not even a real legislative product. This House is not being asked to vote squarely on whether to raise the debt, whether or not to put the country in debt.

Our friends on the other side may say they are doing the best they can, as my old friend Archy the Cockroach would say, “Hell’s bells, Mehitabel. That is only an explanation. It is not an excuse.”

Mr. HASTINGS of Washington. Mr. Speaker, I am pleased to yield 1 minute to the gentleman from Alabama (Mr. CALLAHAN).

Mr. CALLAHAN. Mr. Speaker, if I could engage in a brief colloquy here to make a point of information. I know somewhere in that rule, all five of my amendments are included. My question is, are my amendments deemed to be in order?

Mr. HASTINGS of Washington. Mr. Speaker, if the gentleman will yield, I would say to the gentleman from Alabama that the rule we have under consideration and we have come forward on this floor with what we think is a very fair rule for everybody that submitted an amendment to the Committee on Rules.

Mr. CALLAHAN. Mr. Speaker, a further inquiry here, since the gentleman has his Webster’s dictionary here, would he look up and see if possibly I have been “reemed” instead of deemed.

Mr. HASTINGS of Washington. Mr. Speaker, I reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield myself 30 seconds. Before the gentleman from Alabama leaves the floor, I would point out to the gentleman that I know where his amendments are. They are in the wastebasket up there in the Committee on Rules. They did not give the gentleman from Alabama a vote on any of his five amendments.

Mr. Speaker. I yield one minute to the gentlewoman from California (Ms. PELOSI).

Ms. PELOSI. Mr. Speaker, I thank the gentleman for yielding me this time.

Mr. Speaker, on the eve of Memorial Day when we honor the heroes who made the supreme sacrifice for democracy, the Republicans are taking extraordinary efforts to shut off debate and stifle the democratic process. The Republican majority has decreed a bill designed to support the troops, honor their mission, and help those affected so sadly by September 11. The Republicans disapproved this bill by their own attack on the Social Security fund.

It is no wonder the Republicans are ashamed to vote in the light of day in public on their secret $750 billion increase in the debt ceiling, which is necessary, of course, to cover their tax breaks for the rich at the expense of America’s seniors who depend on Social Security.

Mr. Speaker, I urge my colleagues to vote against this closed rule, which is a sign of failure on the part of the Republicans to make a commitment to the democratic process and to America’s seniors.

Mr. HASTINGS of Washington. Mr. Speaker, I am pleased to yield two minutes to the gentleman from California (Mr. HUNTER).

Mr. HUNTER. Mr. Speaker, this is a very serious process, and this process did not start here. It started in the battlefield in Afghanistan and in the fleet and in theexpedionary marine units that are engaged in war in a remote part of the world right now on behalf of the United States. What happens in the battlefield commanders send to their headquarters the requirements for those things that they need. They let them know if they need ammunition. They let them know if they need battle wounded surgeons until they know if they need spare parts. They send those things up through their chain of command and it comes up through the services and it comes up through the Pentagon and it is worked over by the folks who head the services, and they send it to the Subcommittee on Defense of the Committee on Appropriations, and they review it, and then we produce for the people who wear the uniform of the United States the equipment that they need to win the war.

Now, that is what they have done, and that is what this bill gives them. It gives them bombs and ordinance. It gives them these JDAM munitions which are very accurate. It gives them Predator attacks which have proved so successful on the battlefields. It gives the infantry ammunition, and they are low on ammunition right now. It gives them M-60 helicopters. It gives them what they need right down to those battlefield wound dressings. That is what we give them.

Now, we had a great discussion today and every Member has had an opportunity to get up, Democrat or Republican, and give us his general views on the war, on life, on Memorial Day, on how we best remember those people who have served our country. The best way we can celebrate this Memorial Day is very simple. Let us give our military folks the wherewithal to win this war. That is what we are doing. It is apparent that in doing this, we are going to have to get the blockade, and this blockade has been a legislative blockade that has been put out here today. Let us roll the blockade. Let us supply the troops. This bill supplies the troops. Let us vote it up.

Mr. FROST. Mr. Speaker, I yield myself 15 seconds. If I understand the last speaker correctly, the other speakers before him, too much democracy in defense of democracy is a bad thing.
Mr. Speaker, I yield 2 minutes to the gentleman from Florida (Mr. Hastings).

Mr. HASTINGS of Florida. Mr. Speaker, I thank the gentleman for yielding me this time. I would ask our friend from California what do 29 and one-tenth million dollars in Members' personal projects have to do with the war on terrorism? Like Americans all over this great Nation, I strongly support, as do all of my colleagues, Democrats and Republicans, the expenditure of supplemental funds that will help our military win the battle against terrorism. However, I cannot help but note that in our patriotic fervor, we are jeopardizing the future for our children and grandchildren by passing on an additional $750 billion in debt. I can only hope that when history judges us and the decisions we make today are the bad ones we made yesterday, we are found wise and not ridiculous.

In the area of the ridiculous, I have noticed lately within this supplemental that for the life of me I cannot tie to the war on terrorism. For example, do all of our colleagues know that there are these 25 plus million dollars in Members' projects? Do our colleagues know that the supplemental money that is out here is for certain hospitals and schools, but not for all of them? To paraphrase my good friend from New York (Mr. Rangel), are there any differences between a sick and uneducated child in Florida and one in Texas? If we put cuts in this bill? Do all of our colleagues realize that on page 99 of the bill, $300 million is authorized for the revitalization of section 8 and section 202 senior housing being rescinded? How about the cancellation of loan guarantees to our country's airlines? And do not tell me you did something. What you did was protect grant money that is already gone, and you allowed loan guarantees for something that does not in the final analysis protect them. What happens to USAir? What happens to Spirit Air and perhaps United? What happens when their employees tomorrow wake up and find that they do not have a job? What do we take to do anything about election reform. I do not know whether my good friend and the dean of our delegation would have accepted my measure that I would have offered. What we wound up doing here is adopting a bill that did not allow debate on debt relief, and then adopting a rule that did not allow what we did not adopt. How crazy can you be?

Mr. HASTINGS of Washington. Mr. Speaker, I yield 2 minutes to the gentleman from New Jersey (Mr. Menendez).

Mr. MENENDEZ. Mr. Speaker, I rise to oppose this undemocratic rule, and I stand here today to honor our troops who are putting their lives on the line to defend our freedom and our way of life. We Democrats support funding the war on terrorism and homeland security, and if Republicans gave us a clean bill to fund just these efforts, we would have a unified House; a unified House. But instead of supporting our troops, Republicans are playing politics, the very worst type of politics, with the futures of the very people who are protecting us. And yes, there is an emergency here, and that is the $750 billion debt we are placing on America's children, seniors, families, and veterans. Yes, I stand here today to honor our troops who are on the front line for freedom and those who have fought in the past to secure the freedoms we enjoy. But this House has a responsibility to protect these American heroes, and that is what we intend to do. That is why we Democrats are trying to do everything in our power to prevent Republicans from mortgaging the future of our fighting men and women by saddling them with a debt that will take generations to pay off, a debt that will require an end to Social Security and Medicare.

If my colleagues believe in this debt limit increase, if they believe in unbridled credit card spending, then vote for it and let those of us who oppose it vote against the American people see who stands on what side.

Yes, our troops are defending our freedom, and freedom is about openness and democracy and responsibility, little of which we are seeing from the Republican side today. Freedom is not about martial law. If you want to honor our troops, then do not saddle them and their families with a mountain of debt. You want to honor our veterans, then do not threaten their Social Security and do not seek cover behind the bravery and valor of our troops to hide your own lack of conviction. Give us a vote up or down on how high America's debt will be and let us see where the people will stand.

Mr. Speaker, the $750 billion you have saddled on America's future.

[Division]

Mr. FROST. Mr. Speaker, I yield 5 minutes to the distinguished gentleman from Pennsylvania (Mr. Murphy).

Mr. MURTHA. Mr. Speaker, I have a problem here with the 16-hour delay. This supplemental has been sitting here for 2 months, and we got it up, and we complain about 16 hours' delay? The thing that worries me as much as anything is we have a shortfall on the National Guard. We have those National Guard deployed. We have 78,000 National Guard deployed throughout the country, National Guard and Reserve.

We have taken the money out of that, the committee put it back in. The chairman of the committee could only squeeze back in $800 million. We are now short almost $1 billion for the National Guard. I am talking about the bill actually says we have to cut people on active duty by 14,000 people in order to make up for the shortfall.

Now, we say, okay, we are only talking here, or we are finagling around here in order to get through so we have enough money. But it sends a terrible signal to the troops that we do not have confidence and we are going to cut. In other words, when we vote for this rule, we have eliminated $800 million that we badly need. We did the best we could do, and we put half the money back in. I am sure between the chairman, the ranking member, the chairman of both committees, the ranking members, we will get that money back.

But the difficulty is that here we are to get through this thing, to get it over to the Senate, and we are actually voting to cut back on troops that are on active duty right now. Then we get criticized for 16 hours' debate, as if we are being undemocratic.

I have been here 16 hours listening to all this rhetoric about how unpatriotic people are. This is not what this is all about. This is about money for the troops, and we want to do everything we can to keep the troops and keep them in operation.

The second thing, we have almost 8,000 employees in western Pennsylvania for USAir. I talked to the chairman of the Senate Banking Committee, the Republican political campaign. He has as much interest as I do, and the gentleman from Virginia (Mr. Moran) has as much interest as I do. We are talking about real people.

We met today with the chairman of USAir. He is going to go bankrupt if this is not settled. Again, what have we done? We have taken money, or we put a limitation on the money. We thought we solved the problem, so USAir went to the banks. The banks said, no, this does not solve the problem. We will not be able to lend them money. So here we are tonight passing legislation which will mean that USAir could go bankrupt tomorrow or the next day.

I am sure if the chairman of the Senate Banking Committee were going to go bankrupt if we did not pass this. Again, what have we done? We have taken money, or we put a limitation on the money. We thought we solved the problem, so USAir went to the banks. The banks said, no, this does not solve the problem. We will not be able to lend them money. So here we are tonight passing legislation which will mean that USAir could go bankrupt tomorrow or the next day.

So we have a real problem here, for those of us who represent USAir. They have lost tremendous amounts of money in this latest bankruptcy but we have shut down National for a long period of time. We restricted the flights all through the United States. We passed originally, when the height of this disaster occurred, we passed all kinds of money they are going to be available. All at once we put a restriction on when they can apply for a loan. It is disconcerting.

The other thing we have done, when we talk about delaying a supplemental, the military has a difficult time. The chairman of the full committee can tell us this. Every time we delay a supplemental, it means they have to take
money out of the fourth quarter, the most inefficient way to operate when we do not get that money to the services on time.

So here we are, and they said they needed the money in April. They are already borrowing money from the last quarter to pay the current expenses for the military, the most inefficient way. Sometimes we cannot help it.

I know there are problems with this bill, but we are sending $11 billion to 14,000 National Guard people who have been on active duty for a period of time. We are sending a signal to USAir where we have 9,000 or 10,000 people in western Pennsylvania whose jobs may be in jeopardy. I hope we will be able to solve this thing.

Most of the time, we can solve it in conference. But I worry as we go through the process, through the full committee, through the House, and then meeting with the Senate, that we will not be able to solve this problem because of the budgetary problem we have been putting ourselves in. I would ask the Members to vote against this rule and try to solve this problem.

Mr. FROST. Mr. Speaker, I yield 1 minute to the gentleman from Washington (Mr. Dicks).

Mr. DICKS. Mr. Speaker, if we all remember last year, the supplemental was delayed and delayed and delayed; and finally it got up here very, very late. And I introduced a supplemental to try to encourage one to be set up by the administration.

It is my understanding that this supplemental this year was delayed for 2 weeks because of the battle between the Department of Defense and OMB over this funding for the Guard and Reserve. So I would just say that the delay has been more on the side of the administration, its inability to get the supplemental up here on time. I think Congress is right to debate this issue fully, particularly because of the extraneous matters that were added into this bill which should not have been here and were not here when it left the Committee on Appropriations.

But to try and say that somehow we have delayed this unreasonably is just flat out wrong.

Mr. FROST. Mr. Speaker, I yield 2 minutes to the gentleman from Virginia (Mr. MORAN).

Mr. MORAN. Mr. Speaker, I yield 1 minute to the gentlewoman from Virginigia (Ms. JACKSON-LEE).

Ms. JACKSON-LEE of Texas. Mr. Speaker, I yield my 15 seconds.

Mr. Speaker, let us be very clear about what the people on the other side are arguing in favor of. They are arguing in favor of a 3-day week. They are complaining, oh, gee, we have spent 16 hours on that. We just finished Thursday. Most people work on Fridays, so that the people here on this side have had enough antics here in this House, many of them that are best considered here late at night, best considered under the cover of darkness when the Republican leadership has something in which to hide its shame.

Their scheming is so very bad tonight they do not even know what day it is. Indeed, I can tell the Members one thing: for Democrats in this House, it is a new day. We have had enough shenanigans. We have had enough gimmicks. We have had enough of the latest of outrages in this House, many of them that are best considered here late at night, best considered under the cover of darkness when the Republican leadership has something in which to hide its shame.

Mr. DOGGETT. Mr. Speaker, the only emergency addressed by this rule is the one created when they were caught in a sleight-of-hand to greatly accelerate the national debt. Having been caught, our Republican friends have put a new twist on an old maxim: if you cannot say anything good, just do not say anything. Their twist is, they do not have anything to say good in their defense for jeopardizing Social Security and Medicare, so they do not say anything else to say anything, either.

They have used a harsh rule. They have used a rule and a tactic that is truly worthy of the parliament in some backwater dictatorship. This is really the latest of outrages in this House, many of them that are best considered here late at night, best considered under the cover of darkness when the Republican leadership has something in which to hide its shame.

Mr. ROEMER. Mr. Speaker, I yield 2 minutes to the gentleman from Indiana (Mr. ROEMER).

Mr. ROEMER. Mr. Speaker, I find ourselves here in the middle of the night voting on an emergency supplemental to have protected the Armed Forces fight and win a war because we were attacked; and 2,800 people, Americans, were killed in New York and at the Pentagon and in Pennsylvania.

I have offered two amendments this evening on rules to try to get an amendment offered for an independent blue ribbon commission to look at what happened and why.

I know we are going to win the war on terrorism, and I am so proud of the intelligence community is going to continue to help us win this war and put people in jail overseas and freeze assets of the terrorists.

But I think it is also so important for us to look back, figure out what went wrong, and move forward and fix the problems; not to create a political blame game, not to blame the Clinton administration or the Bush administration, but to fix what went wrong yesterday and make it right for tomorrow, so that we do not have 2,800 people lose their lives again.

Eleven days after Pearl Harbor, President Roosevelt appointed a blue ribbon commission. The Senate is asking for an independent blue ribbon commission in a bipartisan way.

Conservative Republican columnists like William Safire say that we need an independent commission. Let us move on it tomorrow. The Weekly Standard, my good friend Richard Viguerie says, says that we need one. So does George Will.

As we fight this war in a bipartisan way together, let us fix the broken system. We have put a new twist on an old maxim: if you cannot say anything good, just do not say anything. Their twist is, they do not have anything to say good in their defense for jeopardizing Social Security and Medicare, so they do not say anything else to say anything, either.

Mr. DOGGETT. Mr. Speaker, the only emergency addressed by this rule is the one created when they were caught in a sleight-of-hand to greatly accelerate the national debt. Having been caught, our Republican friends have put a new twist on an old maxim: if you cannot say anything good, just do not say anything. Their twist is, they do not have anything to say good in their defense for jeopardizing Social Security and Medicare, so they do not say anything else to say anything, either.

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We here today recognize that as we move towards Memorial Day, it will be a significant time for us. After September 11, we will honor both our dead and the survivors, those who are our living on September 11. But what we will know most of all is that as we vote for this rule, for those who will, they will just
confirm that they will join the raiding of the Social Security surplus, $1.8 trillion to be raided between the years of 2003 and 2012.

That is what this rule stands for, a complete ignoring of the responsibility, not only of Republicans and Democrats, but Members of this House, the responsibility to the people of United States of America to ensure that we save Social Security. And then, as I said, that is crime against democracy.

We had amendments, some two dozen of them. We did not do this bill. We only got up to part of title I to chapter 3, and there happens to be three titles. I had amendments. We seemed to be afraid to find out the facts.

Nobody is pointing the finger at what happened. We would like to know what happened so we can not repeat this in the future. Here we have an FBI memorandum that talks about individuals who are learning in our flight schools across America, but yet we had nothing to do with that memorandum. I had an amendment that I had hoped would get us on getting apparel to Congress to find out what happened. And yet even though we know there were FBI memoranda throughout the summer talking about the potential of this horrific and terrible act, no one seems to know what happened to those memoranda. I had amendments to address that question along with many others. And yet the shame and shame against democracy, we have shut it down, and here we are today acting like we are doing some work.

Mr. Speaker, I come before this honored House and the American people with a heavy heart. The questions surrounding what was known prior to September 11th continues to grow and multiply each day. It was discovered that in 1996 Philippine authorities notified the United States that Ramzi Yousef, the man behind the original 1993 World Trade Center bombing, was plotting to hijack an aircraft and crash it into CIA Headquarters in Langley, Virginia.

Consequently the analysis in a recent disclosure that an FBI agent in the Phoenix Office recommended last summer that his superiors look for al Qaeda members training at U.S. flight schools. The memo said bin Laden followers could be planning to attack American citizens in the United States. The FBI Minneapolis office was refused permission to search Moussaoui's laptop for clues. In a handwritten note, he wrote that he was learning in our flight schools. The FBI to disclose confidential sources or intelligence gathering techniques. Instead this memorandum will provide Congress an opportunity to analyze coordination techniques.

Mr. FROST. Mr. Speaker, I yield two minutes to the gentleman from Washington (Mr. BAIRD).

Mr. BAIRD. Mr. Speaker, a few moments ago the gentleman from Florida spoke with great flourish suggesting that the debate on the rules are manufactured and unimportant. Nothing could be further from the truth. In fact, rules are the way a civilized society governs its children to play by the rules. We teach them fairness.

Mr. Jefferson saw the rules as a way of protecting the views of the minority against the abuses which the wantonness of majorities so often say to suggest to large and successful majorities, protecting the views of the minority for the good of the democracy against the wantonness of power which suggests itself to the majority.

This may not be a sexy or glamorous topic for the American people, but it has to do with how your government functions. It has to do with the free exchange of ideas. Jefferson did not say the purpose of the rules is to allow the majority party to work its will without resistance. He said the purpose of the rules is to also protect the minority opinion against the wantonness of power of the majority.

For too long, for too long this body has witnessed the wantonness of power manifested in the rules exercised by the majority. You may have the right to do that, but is it right to do that? Is it good for the country?

Mr. Jefferson also asked the following: He asked if it makes sense for one generation to charge the next with a debt, because if it does charge the next generation with a debt larger than it can repay, than the Earth belongs to the dead, not the living.

The rule question today was are we changing the way in which we charge the next generation with a debt and thereby giving the Earth to the dead, not the living? Your rule is designed to stop that debate.

Mr. HASTINGS of Washington. Mr. Speaker, how much is remaining?

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

Mr. Speaker, I have been in this House for a while and I seem to remember a former Speaker of this House on the other side of the aisle standing up repeatedly when he was in the minority and talking about the corruption of the majority. Corruption. That was his word. That was not my word. And I think what we see here today is the exact same situation that Speaker Gingrich complained about repeatedly when talking about Democrats.

We were in power for 40 years. He complained about the way we used our power. The Republicans have only been in power since 1995, for seven years. The Republican leadership, the Republican majority in this House, as evidenced by this rule today, is a corrupt majority.

Mr. Speaker, I yield back the balance of my time.

Mr. HASTINGS of Washington. Mr. Speaker, I yield such time as he may consume to the distinguished gentlemen from California (Mr. VULICH), the chairman of the Committee on Rules, to close.

Mr. DREIER. Mr. Speaker, that certainly was a charming assessment of the work product that we have here.

I am proud of what it is that we have done. What we did with this rule is we provided an open amendment process so that any germane amendment could be offered. We said that we could have a full and lively debate. Well, it ended up being nothing more lively, Mr. Speaker; and it was lively but not full; and it was not full because we had vote after vote after vote after vote after vote after vote after vote after vote after vote. Very delayed the opportunities for us to, in fact, have the kind of opportunity to get the assistance to our men and women in uniform who desperately need it.

And, yes, we have addressed a few other issues that we needed to address in this bill. That is what happens. And I do not think that any Member of the now-minority could stand up and say that when they were in the majority they did not address any of the concerns that existed for their Members.

So, Mr. Speaker, I think it is very important for us to see, on the eve of the
Memorial Day celebration, when most of us will be in our districts going to honor the men and women who have given their lives for the United States of America, to pass this rule and pass this very important wartime supplemental appropriations bill so that we can do what every single American and every freedom-loving human being on the face of the Earth wants to do, and that is to win this war.

Mr. HASTINGS of Washington. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The SPEAKER pro tempore. The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. FROST. Mr. 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. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 213, nays 201, not voting 21, as follows:

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Mr. KIND changed his vote from nay to yea.
For an additional amount for “Salaries and Expenses” for emergency expenses resulting from new homeland security activities and increased security requirements, $4,000,000: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

FISHERIES FINANCE PROGRAM ACCOUNT

Funds provided under the heading, “Fisheries Finance Program Account” for the direct loan program authorized by the Merchant Marine Act of 1936, as amended, are available to subsidize gross obligations during fiscal year 2002 to the extent that an official budget request, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

DEPARTMENT OF COMMERCE

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

For an additional amount for “Scientific and Technical Research and Services” for emergency expenses resulting from new homeland security activities and increased security requirements, $4,000,000: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.
by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

For an additional amount for “Educational and Cultural Exchange Programs” for emergency expenses for activities related to combating international terrorism, $20,000,000, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the entire amount shall be available only to the extent that an official budget request, that includes designation of the entire amount of the request as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

RELATED AGENCIES

SECURITY AND EXCHANGE COMMISSION

For an additional amount for “Salaries and Expenses” for emergency expenses for activities related to combating international terrorism, $200,516,000, to remain available until expended: Provided, That the entire amount shall be available only to the extent that an official budget request, that includes designation of the entire amount of the request as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

INTERNATIONAL ORGANIZATIONS AND CONFERENCES

For an additional amount for “Contributions to International Organizations” for emergency expenses for activities related to combating international terrorism, $300,000,000, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

For an additional amount for “Contributions for International Peacekeeping Activities” to make United States peacekeeping payments to the United Nations at a time of multinational coalition action in the war on terrorism, $45,000,000: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

PEACEKEEPING ACTIVITIES

For an additional amount for “Contributions for International Peacekeeping Activities” to make United States peacekeeping payments to the United Nations at a time of multinational coalition action in the war on terrorism, $7,000,000, to remain available until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

For an additional amount for “Contributions to International Organizations” for emergency expenses for activities related to combating international terrorism, $7,000,000, to remain available until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

BROADCASTING BOARD OF GOVERNORS

INTERNATIONAL BROADCASTING OPERATIONS

For an additional amount for “International Broadcasting Operations” for emergency expenses for activities related to combating international terrorism, $7,400,000, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

For an additional amount for “Broadcasting Capital Improvements” for emergency expenses for activities related to combating international terrorism, $7,700,000, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the entire amount shall be available only to the extent that an official budget request, that includes designation of the entire amount of the request as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

RELATIONED AGENCY

SECURITY AND EXCHANGE COMMISSION

For an additional amount for “Salaries and Expenses” for emergency expenses for activities related to combating international terrorism, $43,000,000:

(1) by striking “is authorized to” and inserting “shall” and “may”;

(2) by striking “authorization” and inserting “requirement”;

SEC. 201. Funds appropriated by this Act for the Broadcasting Board of Governors and the Department of State may be obligated and expended notwithstanding section 313 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995, section 15 of the State Department Basic Authorities Act of 1956, and section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 413(a)(1)).

SEC. 202. Section 286(e)(3) of the Immigration and Nationality Act (8 U.S.C. 1356(e)(3)) is amended—

(a) In the case of an individual who, on or after the date of enactment of this Act, is under 18 years of age, the benefits described in subparagraph (A)(i), if the latter individual is under 18 years of age, incompetent, incapacitated, has a serious injury, or disability that requires assistance of another person for mobility, or is deceased.

(b) The term defined in paragraph (A) shall not apply to an individual who participated or conspired in one or more of the terrorist acts.

(3) Nothing in this section shall be construed to eliminate or limit the district court's discretion to control that court, circumstances, or availability of the broadcast where necessary to control the courtroom or protect the integrity of the trial proceedings or the safety of the trial participants. The district court's exercise of such discretion shall be entitled to substantial deference.

As excepted in paragraph (a), the terms and restrictions of section 251(b), (c), (d) and (e) of the Antiterrorism and Effective Death Penalty Act of 1996 (42 U.S.C. 1488(b), (c), (d), and (e)), shall apply to the televising of trial proceedings under this section.

SEC. 204. For purposes of section 201(b) of the Federal Property and Administrative Services Act of 1949 (relating to Federal sources of supply, including lodging providers, airlines and other transportation providers, and Federal government contractors), the Eisenhower Exchange Fellowship Program shall be deemed an executive agency for the purposes of carrying out the provisions of 20 U.S.C. 3281, and the employees and contractors in that Program and the Eisenhower Exchange Fellowship Program shall be eligible to have access to such sources of supply on the same basis as employees of an executive agency have such access.

CHAPTER 3

DEPARTMENT OF DEFENSE—MILITARY PERSONNEL

MILITARY PERSONNEL, AIR FORCE

For an additional amount for “Military Personnel, Air Force”, $226,000,000: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, ARMY

For an additional amount for “Operation and Maintenance, Army”, $226,000,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, NAVY

For an additional amount for “Operation and Maintenance, Navy”, $33,750,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

For an additional amount for “Operation and Maintenance, Navy”, $119,000,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

For an additional amount for “Operation and Maintenance, Navy”, $17,250,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

For an additional amount for “Operation and Maintenance, Navy”, $17,250,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

For an additional amount for “Operation and Maintenance, Navy”, $17,250,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

For an additional amount for “Operation and Maintenance, Navy”, $17,250,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

For an additional amount for “Operation and Maintenance, Navy”, $17,250,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.
OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for ‘‘Operation and Maintenance, Air Force’’, $60,500,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That $3,932,972,000 shall be available only to the extent that an official budget request for $3,932,972,000 that includes designation of the entire amount of the request as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

PROCUREMENT, DEFENSE-WIDE

For an additional amount for ‘‘Operation and Maintenance, Defense-Wide’’, $371,975,000, to remain available for obligation until September 30, 2003, of which $420,000,000 may be used, notwithstanding any other provision of law, for payments to Pakistan, Jordan, and other key cooperating nations for logistical and military support provided to United States military operations in connection with the Global War on Terrorism: Provided, That such payments may only be made to nations the Secretary may determine, in accordance with standard accounting practices and procedures, in consultation with the Director of the Office of Management and Budget, within 15 days following notification to the appropriate congressional committees: Provided further, That amounts for such purposes shall be in addition to any other funds that may be available for such purpose: Provided further, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That $13,950,000 shall be available only to the extent that an official budget request for $13,950,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

PROCUREMENT, AIR FORCE

For an additional amount for ‘‘Procurement, Air Force’’, $79,200,000, to remain available for obligation until September 30, 2004: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That $1,393,972,000 shall be available only to the extent that an official budget request for $1,393,972,000 that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

PROCUREMENT, NAVY

For an additional amount for ‘‘Air Force Procurement, Navy’’, $22,800,000, to remain available for obligation until September 30, 2004: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That $9,950,000 shall be available only to the extent that an official budget request for $9,950,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

PROCUREMENT, DEFENSE-WIDE

For an additional amount for ‘‘Procurement, Defense-Wide’’, $194,425,000, to remain available for obligation until September 30, 2004: Provided, That funds may be used to purchase vehicles required for physical security of personnel, notwithstanding price limitations applicable to passenger vehicles, but not to exceed $175,000 per vehicle: Provided further, That $99,500,000 is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

For an additional amount for ‘‘Research, Development, Test and Evaluation, Navy’’, $8,200,000, to remain available for obligation until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY

For an additional amount for ‘‘Research, Development, Test and Evaluation, Army’’, $9,000,000, to remain available for obligation until September 30, 2004: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE

For an additional amount for ‘‘Research, Development, Test and Evaluation, Air Force’’, $39,000,000, to remain available for obligation until September 30, 2004: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

DEFENSE EMERGENCY RESPONSE FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for the ‘‘Defense Emergency Response Fund’’, $12,693,972,000, to remain available for obligation until September 30, 2003, of which $7,710,000 shall be available for transfers to North American Air Defense Command capabilities: Provided, That the Secretary of Defense may transfer the funds provided in this paragraph only to appropriations for military personnel; operation and maintenance; procurement; the Defense Health Program; and working capital funds: Provided further, That notwithstanding the preceding provision, $100,000,000 of the funds provided under this heading are available for transfer to any other appropriations accounts of the Department of Defense, for certain classified activities, and notwithstanding any other provision of law, such funds may be obligated to carry out projects not otherwise authorized by law: Provided further, That those funds transferred shall be merged with and shall be available for the same purposes and for the same time period as the appropriation to which such funds are transferred: Provided further, That the transfer authority provided in this paragraph is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: Provided further, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That $36,500,000 shall be available only to the extent that an official budget request for $36,500,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

PROCUREMENT OF AMMUNITION, NAVY AND MARINE CORPS

For an additional amount for ‘‘Procurement of Ammunition, Navy and Marine Corps’’, $129,500,000, to remain available for obligation until September 30, 2004: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

PROCUREMENT, MARINE CORPS

For an additional amount for ‘‘Procurement, Marine Corps’’, $3,500,000, to remain available for obligation until September 30, 2004: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

PROCUREMENT, AIR FORCE

For an additional amount for ‘‘Procurement, Air Force’’, $129,500,000, to remain available for obligation until September 30, 2004: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for ‘‘Aircraft Procurement, Air Force’’, $115,000,000, to remain available for obligation until September 30, 2004: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.
$20,000,000 shall be available only to the extent that an official budget request for $20,000,000, that includes designation of the entire amount of the request as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

GENERAL PROVISIONS—SEC. 302.

(a) Appropriations under the heading “Research, Development, Test and Evaluation, Navy” in the Department of Defense Appropriations Act, 2002 (Public Law 107–101) without adding the following proviso immediately after “September 30, 2003”: “Provided, That funds appropriated in this paragraph which are available for the V–22 program may be used to modify the unique requirements of the Special Operations Forces”. (b) The amendment made by subsection (a) shall be effective as if enacted as part of the Department of Defense Appropriations Act, 2002.

(INCLUDING TRANSFER OF FUNDS)

SEC. 302. During the current fiscal year, amounts in or credited to the Defense Cooperation Account under 10 U.S.C. 2306(b) shall be available for transfer, obligation, and expenditure, consistent with the purposes for which such amounts were contributed and accepted, by the Secretary of Defense to such other accounts and funds of the Department of Defense as the Secretary shall determine, to be merged with and to be available for the same purposes as the funds transferred.

SEC. 303. During fiscal year 2002, the President may continue to provide assistance to Russia under cooperative threat reduction programs for the Russian Federation Support Act (Public Law 102–511; 106 Stat. 3318) without regard to the certification requirements in section 1239(d) of the Cooperative Threat Reduction Act of 1991 (31 U.S.C. 5992 (d)) and section 502 of the Freedom Support Act (22 U.S.C. 3582) if the President submits to the Speaker of the House of Representatives and the President pro tempore of the Senate a certification that providing such assistance is vital to the national security interests of the United States.

SEC. 304. Appropriations made by this Act, or made available by the transfer of funds in this Act, for intelligence activities are deemed to be specifically authorized by Congress for the purpose of section 504 of the National Security Act of 1947 (50 U.S.C. 414): Provided, That any funds appropriated or transferred to the Central Intelligence Agency for agent operations or covert action programs authorized by the President under section 503 of the National Security Act of 1947, as amended, shall remain available until September 30, 2003.

SEC. 305. Section 8055 of the Department of Defense Appropriations Act, 2002 (division A of Public Law 107–101; 115 Stat. 2237) is amended by striking “May 1, 2002” before the period at the end and inserting “June 15, 2002”.

SEC. 306. (a) Funds appropriated by the Department of Defense for fiscal year 2002 for operation and maintenance under the heading “Chemical Agents and Munitions Destruction, Army”, may be used to pay for additional costs of international inspectors from the Technical Secretariat of the Organization on the Prohibition of Chemical Weapons, pursuant to Articles IV and V of the Chemical Weapons Convention, for inspections and monitoring of Department of Defense programs that perform services under contract to the Department of Defense, resulting from the Department of Defense’s program to accelerate its chemical demilitarization activities as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, transmitted by the President to the Congress.

(b) Expenses which may be paid under subsection (a) include:

(1) salary costs for performance of inspection and monitoring duties;

(2) travel, including travel to and from the point of entry into the United States and the United States for international inspectors;

(3) per diem, not to exceed United Nations rates and in compliance with United Nations conditions for per diem for that organization; and

(4) expenses for operation and maintenance of inspection and monitoring equipment.

SEC. 307. (a) In fiscal year 2002, funds available for assistance to the Government of Colombia shall be available to support a unified campaign against narcotics trafficking, against activities by terrorist organizations such as the Revolutionary Armed Forces of Colombia (FARC), the National Liberation Army (ELN), and the United Self-Defense Forces of Colombia (AUC), and to take actions to protect human health and welfare in emergency circumstances, including undertaking rescue operations.

(b) The provision shall also apply to unexpired balances and assistance previously provided from funds made available for purposes identified in subsection (a).

(c) The authority in this section is in addition to authorities currently available to provide assistance to Colombia.

SEC. 308. In addition to amounts appropriated or otherwise made available elsewhere in this Act for the Department of Defense or in the Department of Defense and Emergency Supplemental Appropriations for Recovery from and Response to Terrorist Attacks on the United States Act, 2002 (Public Law 107–56; 115 Stat. 240), or otherwise made available for purposes identified by the Secretary of Defense as necessary to implement the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–101; 115 Stat. 2237) without regard to the certification requirements defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

SEC. 309. In addition to amounts appropriated or otherwise made available elsewhere in this Act for the Department of Defense for the Defense Supplemental Appropriations Act, 2002 for the Department of Defense or in the Department of Defense and Emergency Supplemental Appropriations for Recovery from and Response to Terrorist Attacks on the United States Act, 2002 (Public Law 107–117; 115 Stat. 2102), $93,000,000, to remain available until September 30, 2003, is hereby appropriated to the continuation of the programs and activities of the Department of Defense related to support for operations in the global war on terrorism: Provided, That the entire amount made available in this section is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, transmitted by the President to the Congress.

SEC. 310. Of the funds available in Department of Defense Appropriations Acts or otherwise available to the Department of Defense, the following funds are hereby redefined, from the following accounts in the specified amounts:


SEC. 312. Notwithstanding any other provision of law, not to exceed $100,000,000, from appropriations available to the Department of Defense from the “Defense Emergency Response Fund”, may be made available only to reimburse foreign nations for the costs of goods, services, or use of facilities provided in direct support of operations by U.S. military forces in the global war on terrorism: Provided, That such reimbursements shall be determined and provided in accordance with standard accounting practices and procedures: Provided further, That the Secretaries of Defense and State shall jointly provide a written notification to the Committees on Appropriations of the House of Representatives and the Senate 15 days prior to any proposed commitment and obligation of funds pursuant to this section describing the proposed use of funds and the proposed sources of funds: Provided further, That funds proposed for obligation pursuant to the immediate preceding proviso shall not be made available for obligation without the prior approval of the Committees on Appropriations.

CHAPTER 4

DISTRICT OF COLUMBIA FUNDS

DIVISION OF EXPENSES

GOVERNMENTAL DEFENSE AND SUPPORT

The paragraph under this heading in the District of Columbia Appropriations Act, 2002 (Public Law 107–96) is amended by striking “Provided, That not less than $335,000 shall be available to the Office of the Corporation Counsel to support increases in the Attorney Retention Allowance” and inserting “Provided, That not less than $335,000 shall be available to the Office of the Corporation Counsel to support attorney compensation consistent with performance contained in the negotiated collective bargaining agreement.”

PUBLIC EDUCATION SYSTEM

(RECISSION)

Notwithstanding any other provision of law, of the local funds appropriated under this heading for operating schools for the fiscal year ending September 30, 2002, in the District of Columbia Appropriations Act, 2002.
The District may use these funds for this
purposes of that Act.
Mental Health.
section 448(a)(4) of the District of Columbia
Appropriations Act, 2002, approved December 21, 2001 (Public Law
107–96; 115 Stat. 940), $37,000,000 are rescinded.
GENERAL PROVISIONS—THIS CHAPTER
Provided further, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.
DEFENSE NONPROLIFERATION
For an additional amount for “Defence Nuclear Nonproliferation” for international safeguards activities, $5,000,000: Provided, That the entire amount is designated by the Congress as an official budget request for a specific dollar amount, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.
DEPARTMENT ENVIRONMENTAL AND OTHER DEFENSE ACTIVITIES
DEFENSE ENVIRONMENTAL RESTORATION AND WASTE MANAGEMENT
For an additional amount for “Defense Environmental Restoration and Waste Management” for emergency expenses necessary to support safeguards and security activities, $29,000,000: Provided, That the entire amount shall be available only to the extent an official budget request for $29,000,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.
DEFENSE FACILITIES CLOSURE PROJECTS
For an additional amount for “Defense Facilities Closure Projects” for emergency expense necessary to support safeguards and security activities, $16,600,000: Provided, That the entire amount shall be available only to the extent an official budget request for $16,600,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.
Act of 1985, as amended, is transmitted by the President to the Congress: Provided further, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OTHER DEFENSE ACTIVITIES
For an additional amount for “Other Defense Activities” for emergency expenses necessary to support energy security and assurance activities, $7,000,000: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

INTERNATIONAL DISASTER ASSISTANCE
For an additional amount for “Emergency Assistance for International Disaster Assistance” for emergency expenses for activities related to combating international terrorism, $190,000,000, to be available until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That funds appropriated under this heading in prior Acts that are made available for the purposes of this paragraph, may be made available notwithstanding section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

Provided further, That none of the funds provided in the preceding proviso shall be available for assistance for the Palestinian Authority: Provided further, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the entire amount provided shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT
For an additional amount for “International Narcotics Control and Law Enforcement” for emergency expenses for activities related to combating international terrorism, $1,000,000,000, to remain available until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

DEPARTMENT OF STATE
INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT
For an additional amount for “International Narcotics Control and Law Enforcement” for emergency expenses for activities related to combating international terrorism, $120,000,000, to remain available until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MIGRATION AND REFUGEE ASSISTANCE
For an additional amount for “Migration and Refugee Assistance” for emergency expenses for activities related to combating international terrorism, $10,000,000, to remain available until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That funds appropriated under this heading, and funds appropriated under this heading in prior Acts that are made available for the purposes of this paragraph, may be made available notwithstanding section 512 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2002 or any similar provision of law: Provided further, That not to exceed one hundred thousand dollars of the funds provided in this paragraph may be obligated for necessary expenses, including the purchase of passenger motor vehicles for use outside of the United States, for the general cost of administering military assistance and sales.

MILITARY ASSISTANCE
Funds Appropriated to the President
FOREIGN MILITARY FINANCING PROGRAM
For an additional amount for “Foreign Military Financing Program” for emergency expenses for activities related to combating international terrorism, $200,000,000: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

Peacemaking Operations
For an additional amount for “Peacekeeping Operations” for emergency expenses for activities related to combating international terrorism, $250,000,000, to remain available until September 30, 2003: Provided, That the entire amount of designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MULTILATERAL ECONOMIC ASSISTANCE
Funds Appropriated to the President
SPECIAL PAYMENTS TO INTERNATIONAL FINANCIAL INSTITUTIONS (RECISSION)
The unobligated balances of funds provided in Public Law 92-501 and Public Law 93-142 for maintenance of value payments to international financial institutions are hereby rescinded.

GENERAL PROVISIONS—THIS CHAPTER
Sect. 602. (a) In fiscal year 2002, funds available to the Department of State for assistance to the Government of Colombia shall be available to support a unified campaign against narcotics trafficking, against activities by organizations designated as terrorist organizations by the Secretary of State, and the Revolutionary Armed Forces of Colombia (FARC), the National Liberation Army (ELN), and the
United Self-Defense Forces of Colombia (AUC), and to take actions to protect human health and welfare in emergency circumstances, including undertaking rescue operations.

(b) This provision shall also apply to unexpired balances and assistance previously provided from prior years’ Acts available for the purposes specified in subsection (a).

(c) The authority in this section is in addition to authorities currently available to provide assistance to Colombia.

ADVISORY COMMITTEE

SEC. 602. Of the funds appropriated under the headings “Development Assistance” and “Economic Support Fund” in title II of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1998, and related Acts (as contained in Public Law 106-113) and in prior Acts making appropriations for foreign operations, export financing, and related programs, $60,000,000 are rescinded.

ANDean SECURITY STRATEGY

SEC. 603. (a) Not later than 30 days after the date of the enactment of this Act, the President shall transmit to the appropriate congressional committees a report on the United States policy and strategy to assist Colombia as well as to achieve a robust security environment in the Andean region.

(b) The report required by subsection (a) shall include the following:

(1) The key objectives of the United States assistance to the Government of Colombia.

(2) The actions required of the United States to support and achieve those objectives, as well as a time schedule and cost estimates for implementing such actions.

(3) The role of the United States in the efforts of Colombia and of the United States to provide security within the country.

(4) How the strategy regarding Colombia relates to and affects the strategy of the United States to achieve regional security, between, and within, Andean countries, and how those Andean countries are working with Colombia to achieve regional security.

(5) A schedule, and cost estimates for providing material, technical, and logistical support to the Government of Colombia to assist it to contain and eliminate the threats to the United Self-Defense Forces (AUC) of Colombia poses to the national security of that country.

(6) A summary of the Government of Colombia reach a negotiated political solution to the internal conflict as well as help it facilitate the design and implementation of a comprehensive strategy which addresses the underlying political sources of the insurgencies and paramilitary counter-insurgency.

(c) In this section, the term “appropriate congressional committees” means—

(1) the Committee on International Relations and the Committee on Appropriations of the House of Representatives; and

(2) the Committee on Foreign Relations and the Committee on Appropriations of the Senate.

CHAPTER 7
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
MANAGEMENT OF LANDS AND RESOURCES

For an additional amount, for “Management of Lands and Resources”, $658,000, for emergency security expenses, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That these funds shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount as an emergency requirement as defined by such Act, is transmitted by the President to the Congress.

UNITED STATES GEOLOGICAL SURVEY
SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for “Surveys, Investigations, and Research”, $25,700,000, for emergency security expenses, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That these funds shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount as an emergency requirement as defined by such Act, is transmitted by the President to the Congress.

CONSTRUCTION

For an additional amount for “Construction”, $19,300,000, for emergency security expenses, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That these funds shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount as an emergency requirement as defined by such Act, is transmitted by the President to the Congress.

BUREAU OF INDIAN AFFAIRS
OPERATION OF INDIAN PROGRAMS
(INCLUDING RESCISSION OF FUNDS)

For an additional amount for “Operation of Indian Programs”, $194,000, for emergency security expenses, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That these funds shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount as an emergency requirement as defined by such Act, is transmitted by the President to the Congress.

DEPARTMENTAL MANAGEMENT
SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, $905,000, for emergency security expenses, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That these funds shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount as an emergency requirement as defined by such Act, is transmitted by the President to the Congress.

RELATED AGENCY
SMITHSONIAN INSTITUTION
SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, of the Smithsonian Institution, $11,000,000, for emergency security expenses, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That these funds shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount as an emergency requirement as defined by such Act, is transmitted by the President to the Congress.

CONSTRUCTION

For an additional amount for “Construction”, for emergency security expenses, $2,000,000, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That these funds shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount as an emergency requirement as defined by such Act, is transmitted by the President to the Congress.

GENERAL PROVISIONS—THIS CHAPTER

Sec. 701. Within 10 days of enactment of this Act, funds appropriated to the Forest Service under the heading “Wildland Fire Management” in Public Law 106-83 for the fiscal year 1999 for wildland fire suppression activities and $10,000,000 for capital improvement and maintenance of fire facilities shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount as an emergency requirement as defined by such Act, is transmitted by the President to the Congress.
be released and made available for im-
mediate obligation. These funds are not avail-
able for transfer for purposes other than those described in this section.

Sect. 701. The funds appropriated in this
section for the Environmental Protection
Agency shall be deposited in the Treasury of
the United States and shall remain available
for obligation only until June 30, 2002.

Sect. 702. None of the funds appropriated in
this Act, unless otherwise provided, may be
used for activities in a watershed basin shared by the mili-
tary, which may include areas where the individ-
uals furnished under said agreements to provide
wildfire suppression services are considered, for
purposes of tort liability, employees of the
country receiving said services when the in-
dividuals are fighting fires. The Secretary of
Agriculture or the Secretary of the Interior
are authorized to enter an agreement pursuant to
the Federal Emergency Management Act of 1978,
and the Balanced Budget and Emergency Deficit
Control Act of 1985, as amended, to pay any
amount that includes designation of the enti-
tire amount of the request as an emer-
gency requirement as defined in such Act, is
transmitted by the President to Congress.

DEPARTMENT OF HEALTH AND HUMAN
SERVICES

HEALTH RESOURCES AND SERVICES
ADMINISTRATION

HEALTH RESOURCES AND SERVICES

The matter preceding the first proviso under
this heading in Public Law 107-116 is amended
(1) by inserting “IV,” after “titles II, III,” and
(2) by striking “$311,978,000” and inserting “$315,333,000.”

CENSORS FOR DISEASE CONTROL AND
PREVENTION

DISEASE CONTROL, RESEARCH, AND TRAINING

For an additional amount for the Centers
for Disease Control and Prevention, “Disease
Control, Research, and Training”, $1,000,000:
Provided, That the entire amount is des-
ignated by the President to the emergency re-
quirement pursuant to section 251(b)(2)(A) of
the Balanced Budget and Emergency Deficit
Control Act of 1985, as amended; Provided
further, That such amount shall be available only to the extent that an official budget request, that
designates the entire amount of the request as an emergency requirement as de-
ined in such Act, is transmitted by the President to Congress.

NATIONAL INSTITUTES OF HEALTH
BUILDINGS AND FACILITIES
(RESCISION)

Of the funds provided under this heading in
Public Law 107-116, $30,000,000 is rescinded.

ADMINISTRATION FOR CHILDREN AND FAMILIES
CHILDREN AND FAMILIES SERVICES AND
PROGRAMS

For an additional amount for “Children
and Families Services Programs” for carry-
ing out section 316 of the Family Violence
Prevention and Services Act (42 U.S.C. 10406),
$500,000: Provided, That such amount is des-
ignated by the Congress as an emergency re-
quirement pursuant to section 251(b)(2)(A) of
the Balanced Budget and Emergency Deficit
Control Act of 1985: Provided further, That
such amount shall be available only to the extent that an official budget request, that
includes designation of the entire amount of
the request as an emergency requirement as de-
ined in the Balanced Budget and Emer-
gency Deficit Control Act of 1985, is trans-
mitted by the President to Congress.

DEPARTMENT OF EDUCATION

SCHOOL IMPROVEMENT PROGRAMS

Of the funds provided under this heading in
Public Law 107-116 to carry out the Ele-
mentary and Secondary Education Act of 1965,
$20,000,000 may be used for carrying out part
D of title V, and up to $11,500,000 may be
used to carry out section 3245.

In the statement of the managers of the
committee of conference accompanying H.R.
3061 (Public Law 107-116; H. Rpt. 107-342), in
the matter relating to the Fund for the Im-
provement of Education under the heading
“School Improvement Programs”—
(1) the provision specifying $200,000 for
Fresno At-Risk Youth Services and the pro-
vision specifying $400,000 for the Fresno Uni-
ified School District shall be applied by sub-
stituting the following for the two provi-
sions: “Fresno Unified School District, Free-
ox, California, in partnership with the City of
Fresno, California, for activities to ad-
dress the problems of at-risk youth, includ-
ing afterschool activities and a mobile school
site, $250,000”;
(2) the provision specifying $50,000 for the
Lewisohn-Auburn College/University of
Southern Maine shall be read as follows:
“Lewisohn-Auburn College/Uni-
versity of Southern Maine TEAMs program to
prepare teachers to meet the demands of Maine’s 21st century elementary and middle
schools, $50,000”;
(3) the provision specifying $250,000 for the
Wellington Public School District, Wel-
lington, KS, shall be deemed to read as fol-
lows: “Wellington Public School District,
Wellington, KS, for after school activities,
$250,000”;
(4) the provision specifying $200,000 for the
Vermont Higher Education Council shall be
deemed to read as follows: “Vermont Higher
Education Consortium to develop univer-
sity/learning programs centered in rural areas that at least one certified teacher will be available
in center-based child care programs,
$200,000”;
(5) the provision specifying $250,000 for
Education Service District 117 in Wenatchee,
WA, shall be deemed to read as follows:
“Education Service District 117 in
Wenatchee, WA to equip a community tech-
nology center to expand technology-based
training, $250,000”;
(6) the provision specifying $1,000,000 for
the Electronic Data Systems Project shall be
deemed to read as follows: “Washington State Department of Education for an elec-
tronic data systems project to create a data-
base that would improve the acquisition,
analysis and sharing of student information,
$1,000,000”;
(7) the provision specifying $250,000 for the
YMCA of Seattle-King-Snohomish County shall be deemed to read as follows: “YWCA of
Seattle-King County-Snohomish County to
support women and families through an at-
risk youth center and other family supports,
$250,000”;
(8) the provision specifying $50,000 for Drug
Free Pennsylvania shall be deemed to read as
follows: “Drug Free Pennsylvania to im-
plement a demonstration project, $50,000”;
(9) the provision specifying $2,000,000 for
the Commonwealth of Pennsylvania Depart-
ment of Education to be deemed as needed to be as follows: “$20,000,000 is included for a grant to the Commonwealth of Pennsylvania Depart-
ment of Education to provide assistance, through subgrants, to low-performing school
 districts that are slated for potential take-
over and/or on the Education Improvement
List as prescribed by Pennsylvania State
Law. The initiative is intended to improve
the management and operations of the school
districts; assist with curriculum de-
development; provide after-school, summer,
and weekend programs; offer teacher and
principal professional development; and pro-
vide the acquisition and effective use of in-
structional technology and equipment.”;
(10) the provision specifying $1,000,000 for
State of Louisiana for Louisiana Online shall be read as follows: “American Theater Arts for Youth, Inc., New Orleans, LA, for a K-12
technology initiative, $1,000,000”;
(11) the provision specifying $150,000 for the
American Theater Arts for Youth, Inc., Lewis-
in, KS, shall be deemed to read as fol-
lows: “American Theater Arts for Youth, Inc.,
Philadelphia, PA, for a Mississippi Arts in
Education Program shall be deemed to read as fol-

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as follows: “American Theater Arts for Youth, Inc., for a Mississippi Arts in Education program, $150,000”; and
(12) the provision specifying $25,000 for the American Theater Arts for Youth for an Arts in Education program shall be deemed to read as follows: “American Theater Arts for Youth, Inc., in Philadelphia, Pennsylvania for an Arts in Education Program, $25,000”.

STUDENT FINANCIAL ASSISTANCE
For an additional amount for “Student Financial Assistance” for Pell Grants, $1,000,000,000, to remain available through September 30, 2003.

HIGHER EDUCATION
In the statement of the managers of the committee of conference accompanying H.R. 3061 (Public Law 107-116; H. Rept. 107-342), in the matter relating to the Fund for the Improvement of Postsecondary Education under the heading “Higher Education”—
(1) the provision for Nichols State University, Thibodaux, LA shall be applied by substituting “intergenerational” for “international”; and
(2) the provision specifying $1,000,000 for Cleveland State University shall be deemed to read as follows: “Cleveland State University, College of Education, Cleveland, Ohio, for a K-16 Urban School Leadership Initiative, $1,000,000.”

CHAPTER 9
LEGISLATIVE BRANCH
HOUSE OF REPRESENTATIVES
SALARIES AND EXPENSES
For an additional amount for salaries and expenses of the House of Representatives, $1,600,000, as follows:

COMMITTEE EMPLOYEES
STANDING COMMITTEES, SPECIAL AND SELECT
For an additional amount for salaries and expenses of standing committees, special and select, authorized by House resolutions, $1,600,000: Provided, That such amount shall remain available for such salaries and expenses until December 31, 2002.

LIBRARY OF CONGRESS
COPYRIGHT OFFICE
SALARIES AND EXPENSES
For an additional amount for necessary expenses of the Copyright Office, $7,500,000: Provided, That this amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985.

JOINT ITEMS
CAPITOL POLICE BOARD
CAPITOL POLICE
GENERAL EXPENSES
For an additional amount for the Capitol Police Board for necessary expenses of the Capitol Police, including computer equipment and facilities, telecommunications, uniforms, weapons, and reimbursements to the Environmental Protection Agency, Hazardous Substance Superfund for additional expenses incurred for anthrax investigations and cleanup actions, $16,100,000, to be disbursed by the Capitol Police Board or their delegate: Provided, That this amount shall be available only to the extent that an official budget request, that includes designation of the amount as an emergency requirement, as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, is transmitted by the President to Congress: Provided further, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ADMINISTRATIVE PROVISIONS
SEC. 901. (a) There is hereby established in the Treasury of the United States an account for the Architect of the Capitol to be known as “capitol police buildings” (hereinafter in this section referred to as the “account”).
(b) Funds in the account shall be used by the Architect of the Capitol for all necessary expenses for the care, and operation of buildings of the United States Capitol Police.
(c) This section shall apply with respect to fiscal year 2002 and each succeeding fiscal year. Any amounts provided to the Architect of the Capitol prior to the date of the enactment of this Act for the maintenance, care, and operation of the United States Capitol Police during fiscal year 2002 shall be transferred to the account.

SEC. 902. (a) Subject to the approval of the House Office Building Commission and the Senate Committee on Rules and Administration, the Architect of the Capitol is authorized to acquire (through purchase, lease, transfer from another Federal entity, or otherwise) real property, subject to the availability of appropriations, for the use of the United States Capitol Police.
(b) Any real property acquired by the Architect of the Capitol pursuant to subsection (a) shall be a part of the United States Capitol Grounds and shall be subject to the provisions of the Act entitled “An Act to define the area of the United States Capitol Grounds, to regulate the use thereof, and for other purposes;” (2 U.S.C. 171), as amended.

SEC. 903. (a) Chapter 9 of the Emergency Supplemental Act, 2002 (Public Law 107-117; 115 Stat. 2315), is amended—
(1) in section 903(a), by striking “buildings and facilities” and inserting “buildings and facilities, subject to the availability of appropriations.”;
(b) Section 9 of the Act of July 31, 1946 (40 U.S.C. 212a), is amended by redesignating the subsection (b) added by section 903(c) as subsection (c).
(c) The amendment made by this section shall take effect as if included in the enactment of the Emergency Supplemental Act, 2002.

SEC. 904. Nothing in section 1535 of title 31, United States Code (commonly referred to as the “Economy Act”), or any other provision of such title may be construed to prevent or restrict the Chief Administration Officer of the House of Representatives from placing orders under such section during any fiscal year in the same manner and to the same extent as the major organizational unit with an agency may place orders under such section during any fiscal year.

SEC. 905. (a) IN GENERAL.—Section 313 of the Building Operations Appropriations Act, 2001 (2 U.S.C. 1511), as enacted by reference in section 1(a)(2) of the Consolidated Appropriations Act, 2001, is amended—
(1) in section 313(b) by
(A) striking subsections (c) through (h) as subsections (d) through (i); and
(B) by inserting after subsection (b) the following new subsection (c):
“(c) Russian Exchange Program for American Leadership.—
“(1) IN GENERAL.—In addition to the program under subsection (b), the Center shall establish a program to carry out activities (including the awarding of grants) to enable emerging political leaders of the Russian Federation, Air Force for a K-16 Urban School Leadership initiative, $1,000,000, to remain available until September 30, 2006: Provided, That the entire amount is designated
by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided, further, That the entire amount shall be available only to the extent an official budget request for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided further, That none of the funds in this Act shall be used to procure or hire personnel into the Transportation Security Administration which would cause the agency to exceed a staffing level of 45,000 full-time employees, or to carry out planning and design and military construction projects not otherwise authorized by law.

MILITARY CONSTRUCTION, DEFENSE-WIDE (INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Military Construction, Defense-wide”, $21,500,000, to remain available until September 30, 2006: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided, further, That the entire amount shall be available only to the extent an official budget request for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided further, That notwithstanding any other provision of law, such funds may be obligated or expended to carry out planning and design and military construction projects not otherwise authorized by law.

CHAPTER 11
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
TRANSPORTATION ADMINISTRATIVE SERVICE CENTER

Under this heading in Public Law 107–87, as amended by section 1106 of Public Law 107–117, delete „$116,023,000‟ and insert „$128,123,000‟.

TRANSPORTATION SECURITY ADMINISTRATION

For additional amounts for emergency expenses to implement the Federal takeover of airport security, $3,850,000,000, to remain available until September 30, 2003: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided further, That the total amount provided herein, the following amounts are available for obligation only for the specific purposes below:

1. Physical modification of commercial service airports for the purpose of installing checkpoint and explosive detection systems, including explosive trace detection systems, $850,000,000;
2. Procurement of explosive detection systems, including explosive trace detection systems, for checked baggage screening, $363,000,000;
3. Reimbursement of air carriers for installation of on-station, intrusion-resistant cockpit doors, $25,000,000;
4. Competitive grants to critical national seaports to finance the costs of enhancing harbor security, $75,000,000;
5. Reimbursement to airports for State and local law enforcement officers, $75,000,000;
6. Reimbursement of air-ground communications systems and devices for the Federal air marshals program, $20,000,000;
7. Additional funding for the Department of Transportation Crisis Management Center, to improve transportation emergency response coordination, $2,100,000; and
8. Replacement of equipment at airport passenger screening locations in commercial service airports, $20,000,000: Provided further, That none of the funds in this Act shall be used to procure or hire personnel into the Transportation Security Administration which would cause the agency to exceed a staffing level of 45,000 full-time employees, or to carry out planning and design and military construction projects not otherwise authorized by law.

U.S. COAST GUARD
OPERATING EXPENSES

For an additional amount for “Operating Expenses” for emergency expenses for homeland security and other purposes, $210,000,000, to remain available until September 30, 2006: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided further, That of such amount, $21,500,000 shall be available only to the extent an official budget request for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement as defined in such Act is transmitted by the President to the Congress.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

For an additional amount for “Acquisition, Construction, and Improvements” for emergency expenses for homeland security and other purposes, $78,000,000: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided further, That of such amount, $12,000,000 shall be available only to the extent an official budget request for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement as defined in such Act is transmitted by the President to the Congress.

FEDERAL AVIATION ADMINISTRATION
OPERATIONS (TRANSFER OF FUNDS)

For an additional amount for “Operations,” up to $25,000,000, to remain available until September 30, 2002, for security activities at Federal Aviation Administration facilities, to be derived by transfer from “Facilities and Equipment (Airport and Airway Trust Funds)”. GRANTS-IN-AID FOR AIRPORTS

For emergency expenses to respond to the September 11, 2001, terrorist attacks on the United States, notwithstanding any other provision of law, for grants-in-aid for airports, to enable the Federal Aviation Administration to compensate airports for a portion of the direct costs associated with new, additional or revised security requirements imposed on airport operators by the Administrator on or after September 11, 2001, $300,000,000, to remain available until expended, for the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided further, That such amount shall be available only to the extent an official budget request for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement as defined in such Act is transmitted by the President to the Congress.

FEDERAL HIGHWAY ADMINISTRATION
FEDERAL-AID HIGHWAYS
EMERGENCY RELIEF PROGRAM (HIGHWAY TRUST FUND)

For an additional amount for the “Emergency Relief Program”, as authorized by 23 U.S.C. 125, to provide emergency assistance in response to natural disasters or catastrophic failures from external causes, $167,000,000, to be derived from the Highway Trust Fund and to remain available until expended, for the State of New York to respond to the September 11, 2001, terrorist attacks on New York City: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided further, That notwithstanding section 123 U.S.C. 120(e), the Federal share for any project on a Federal-aid highway related to the New York City terrorist attacks shall not exceed 75 percent of total project costs. That notwithstanding section 125 U.S.C. 125(d)(4), the Secretary of Transportation may obligate more than $100,000,000 for those projects.

FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

BORDER ENFORCEMENT PROGRAM
(HIGHWAY TRUST FUND)

For necessary expenses of the Border Enforcement Program to respond to the September 11, 2001, terrorist attacks on the United States, $19,300,000, to be derived from the Highway Trust Fund, of which $1,200,000 shall be to implement section 1012 of Public Law 107–87, $39,000,000 shall be for drivers’ license fraud detection and prevention, the northern border safety and security study, and hazardous material security education and outreach; and $5,100,000 shall be for the purposes of coordinating drivers’ license registration and social security number verification: Provided, That in connection with such commercial drivers’ license fraud deterrence projects, the Secretary may enter into such contracts or grants with the American Association of Motor Vehicle Administrators, or other persons as the Secretary may so designate to carry out these purposes: Provided further, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

HAZARDOUS MATERIALS SECURITY (HIGHWAY TRUST FUND)

For necessary expenses to implement the hazardous materials safety permit program pursuant to 49 U.S.C. 5109, $5,000,000, to be derived from the Highway Trust Fund and to remain available until expended, for the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended; Provided, further, That notwithstanding 23 U.S.C. 125(d), the Federal share of any project on a Federal-aid highway related to the New York City terrorist attacks shall not exceed 80 percent of total project costs. That notwithstanding section 123 U.S.C. 120(e), the Federal share for any project on a Federal-aid highway related to the terrorist attacks on New York City and those attack-related projects in other States shall be 100 percent:

That of such amount, $4,200,000 shall be to implement section 1012 of Public Law 107–87, $4,200,000 shall be for the carrying out of necessary security improvements to facilities and equipment at border inspection points, $75,000,000 shall be for the hazardous materials safety permit program, and $5,000,000 shall be for the purposes of the hazardous materials safety permit program.

FEDERAL TRANSIT ADMINISTRATION
CAPITAL INVESTMENT GRANTS

For an additional amount for “Capital Investment Grants” for emergency expenses to for a specific dollar amount that includes designation of the entire amount of the request as an emergency requirement as defined in such Act is transmitted by the President to the Congress.
respond to the September 11, 2001, terrorist attacks in New York City. $1,800,000,000, to remain available until expended to replace, rebuild, or enhance the public transportation systems throughout the borough of Manhattan, New York City. Provided, That the Secretary may use up to one percent of this amount for oversight activities: Provided further, That the Secretary is subject to all requirements as determined by the Secretary to ensure that eligible projects will improve substantially the mobility of commuters in Lower Manhattan: Provided further, That the Federal share for any project funded from this amount shall be 100 percent: Provided further, That these funds are in addition to any other funds available for these purposes: Provided further, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended. GENERAL PROVISIONS—THIS CHAPTER

Sec. 1101. Notwithstanding any other provision of law, projects and activities designated on pages 82 through 92 of House Report 107–308 shall be eligible for fiscal year 2002 funds made available for the program for which each project or activity is so designated. SEC. 1102. Section 335 of Public Law 107–46 is hereby inserted before “Transportation Security Administration” after “the Federal Aviation Administration” and by inserting “aviation security” after “all required.” SEC. 1103. After the date of enactment of this Act, no further Federal credit instruments may be issued pursuant to section 101(a)(1) of the Air Transportation Safety and System Stabilization Act in fiscal year 2002. CHAPTER 12 DEPARTMENT OF THE TREASURY FEDERAL LAW ENFORCEMENT TRAINING CENTER SALARIES AND EXPENSES For an additional amount for “Salaries and Expenses” for expenses of expanded law enforcement, protective and investigative workload following the September 11, 2001, terrorist attacks against the United States, $15,870,000, to remain available until September 30, 2003: Provided, That such amount shall be available only to the extent that an official budget request, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, is transmitted by the President to the Congress. UNITED STATES SECRET SERVICE SALARIES AND EXPENSES For an additional amount for “Salaries and Expenses” for expenses of expanded protective and investigative workload following the September 11, 2001, terrorist attacks against the United States, $46,750,000, to remain available until September 30, 2003: Provided, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985: Provided further, That such amount shall be available only to the extent that an official budget request, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, is transmitted by the President to the Congress. POSTAL SERVICE PAYMENT TO THE POSTAL SERVICE FUND For an additional amount for “Payment to the Postal Service” for emergency expenses to enable the Postal Service to protect postal employees and postal customers from exposure to hazardous material and to sanitize and screen the mail, $87,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended. EXECUTIVE OFFICE OF THE PRESIDENT AND FEDERAL BUILDINGS FUND SALARIES AND EXPENSES (RECISSION) Of the funds made available under this heading in Public Law 107–67, $750,000 are recinded. ELECTION ADMINISTRATION REFORM AND RELATED EXPENSES (INCLUDING TRANSFER OF FUNDS) For necessary expenses for the implementation of election administration reform, and related expenses, $450,000,000, to remain available until expended: Provided, That such amount shall not be available for obligation or expenditure beyond June 1, 2002, until that amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended. INDEPENDENT AGENCIES FEDERAL ELECTION COMMISSION SALARIES AND EXPENSES For an additional amount for “Salaries and Expenses,” $750,000 for unanticipated costs associated with implementing the Bipartisan Campaign Reform Act. GENERAL SERVICES ADMINISTRATION REAL PROPERTY ACTIVITIES FEDERAL BUILDINGS FUND For an additional amount for “Federal Buildings Fund” for building security emergency expenses resulting from the September 11, 2001, terrorist attacks on the United States, $51,800,000: Provided, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985. GENERAL PROVISIONS—THIS CHAPTER SEC. 1201. (a) RECISION.—Of the unobligated balance as of June 30, 2002, of the funds made available for “Financial Management Service, Salaries and Expenses” under title II of Public Law 107–20, $14,000,000 is rescinded. (b) EFFECTIVE DATE.—Subsection (a) shall be effective by June 30, 2002. (c) SUPPLEMENTAL APPROPRIATION.—For an additional amount for “Internal Revenue Service, Business Systems Modernization”, there is appropriated the amount rescinded pursuant to subsection (a), to remain available until September 30, 2003. Such additional amount may not be obligated until the Internal Revenue Service submits to the Committees on Appropriations, and such Committees approve, a plan for the expenditure of such additional amount that complies with the requirements as specified in clauses (1) through (6) under such heading in Public Law 107–67. SEC. 1202. None of the funds appropriated in this or any other Act may be used to transfer the functions, missions, or activities of the United States Customs Service to the Department of Justice. SEC. 1203. (a) The Federal Law Enforcement Training Center may, for a period ending not later than 5 years after the date of enactment of this Act, appoint and maintain a cadre of up to 250 Federal appointees—(1) without regard to any provision of title 5, United States Code, which might otherwise require the application of competitive hiring procedures; and (2) who shall not be subject to any reduction in pay (for annuity allocable to the period of actual employment) as provided in provisions of title 5 or similar provision of any other retirement system for employees. A reemployed Federal appointee as to whom a waiver under section 8348 of such title 5 or similar provision of any other retirement system for employees. A reemployed Federal appointee as to whom a waiver under section 8348 of title 5, United States Code, or any other retirement system (referred to in paragraph (2)) as may apply. (b) No appointment under this section may be made which would result in the displacement of any employee. (c) For purposes of this section—(1) the term “Federal appointee” means an employee who has retired under the Civil Service Retirement System, the Federal Employees’ Retirement System, or any other retirement system for employees; (2) the term “employee” has the meaning given such term by section 2105 of such title 5; and (3) the counting of Federal appointees shall be done on a full time equivalent basis. CHAPTER 13 DEPARTMENT OF VETERANS AFFAIRS VETERANS HEALTH ADMINISTRATION MEDICAL CARE For an additional amount for “Medical care”, $417,000,000: Provided, That the funds provided herein are allocated using the VERA methodology: Provided further, That for the purpose of enabling veterans to receive medical care from third-party insurance carriers for non-service related medical care of veterans, all Department of Veterans Affairs healthcare facilities that are hereby certified as Medicare and Medicaid providers and the Centers for Medicare and Medicaid Services within the Department of Health and Human Services shall issue each Department of Veterans Affairs healthcare facility a Medicare and Medicaid number as soon as practicable after the date of enactment of this Act: Provided further, That nothing in the preceding proviso shall be construed to enable the Department of Veterans Affairs to bill Medicare or Medicaid for any medical services provided by the Veterans Health Administration or to require the Centers for Medicare and Medicaid Services to pay for any medical services provided by the Department of Veterans Affairs.
Of the unobligated balances remaining from the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, no later than five days before any statute or regulation that the Secretary administers pursuant to title I of the Housing and Community Development Act of 1974, as amended, no later than five days before the effective date of such waiver: Provided further, That the Secretary shall notify the Committees on Appropriations on the proposed allocation of any funds and any related waivers or exceptions in a report submitted five days before such allocation: Provided further, That the entire amount is designated during fiscal year 2002 and inserted into section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

The referenced statement of the managers under this heading in Public Law 106-377 is deemed to be amended by striking everything after "$1,000,000" in reference to item number 91 and inserting "for Carrolton Utilities ($500,000), City of Williamson ($100,000) and Pendleton County Industrial Authority ($50,000)"

The referenced statement of the managers under this heading in Public Law 107-73 is deemed to be amended by striking everything after "for" in reference to item number 202 and inserting "storm water infrastructure improvements"

For an additional amount for "Disaster relief" for necessary expenses in carrying out the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), and the Federal Fire Prevention and Control Act of 1974, as amended (15 U.S.C. 2201 et seq.), $2,750,000,000 to remain available until expended: Provided, That the entire amount is designated during fiscal year 2002, only to the extent funds are not made available for those activities by the Federal Emergency Management Agency (under its "Disaster relief" program) or the Small Business Administration: Provided, That in administering these funds the Director of the Federal Emergency Management Agency Disaster Relief program: Provided further, That each State shall
provide not less than 25 percent in non-Federal public matching funds or its equivalent value (other than administrative costs) for any funds allocated to the State under this heading. Provided further, That the Director shall allocate these funds based on the unmet needs arising from a Presidentially-declared disaster as identified by the Director and which the affected State has not or will not be addressed by other Federal disaster assistance programs and for which it is deemed appropriate to supplement the efforts and available resources of local governments and disaster relief organizations: Provided further, That the Director shall establish review procedures to maintain the Federal Emergency Management Agency to review each request by a State of its unmet needs and certify as to the actual costs associated with the unmet needs as well as the commitment and ability of each State to provide its match requirement: Provided further, That the Director shall publish a notice in the Federal Register governing the allocation and use of the funds under this heading, including provisions for ensuring the compliance of the States with the requirements of this program. Provided further, That the distribution of funds, the Director shall submit a list to the Senate Committee on Appropriations setting forth the proposed amount to be distributed to the most recipients of unmet needs: Provided further, That the Director shall submit quarterly reports to said Committees regarding the actual project results of which funds have been or will be provided under this heading: Provided further, That to the extent any funds under this heading are used in a manner inconsistent with the purposes of the program established under this heading and rules issued pursuant thereto, the Director shall recapture an equivalent amount of funds from the State. Any funds from other funds awarded to the State under this heading or any other program administered by the Federal Emergency Management Agency: Provided further, That the entire amount shall be available only to the extent is the official budget request, that includes designation of the entire amount of the request as an emergency requirement as defined by the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress: Provided further, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 1301. Notwithstanding the first paragraph of the item in title II of Public Law 107-73 entitled “Emergency management planning and assistance,” mutual mortgage insurance program account,” during fiscal year 2002, commitments to guarantee loans to carry out the purposes of section 251(b)(2)(A) of the National Housing Act shall not exceed a loan principal of $150,000,000,000.

SEC. 1302. Notwithstanding the first paragraph of title II of Public Law 107-73 related to “Federal housing administration, General and special risk program account”, any amounts made available for fiscal year 2002 for the cost of guaranteed loans, as authorized by sections 238 and 519 of the National Housing Act (12 U.S.C. 1715z-3 and 1715z-9c) with respect to a loan guarantee modifications (as that term is defined in section 502 of the Congressional Budget Act of 1974), shall be available to subsidize the total loan cost and guarantee costs of the actual year to be guaranteed, of up to $25,000,000,000.00.

CHAPTER 14

GENERAL PROVISIONS

SEC. 1401. No part of any appropriation contained in this Act shall remain available for obligating, printing, and finishing of the fabrics which the articles are assembled, if the fabrics are woven, is carried out in the United States. Apparel articles shall qualify under the preceding sentence only if all dyeing, printing, and finishing of the fabrics from which the articles are assembled, if the fabrics are woven, is carried out in the United States.

SEC. 1402. Notwithstanding any other provision of law, all adjustments made pursuant to section 259 of the Balanced Budget and Emergency Deficit Control Act of 1985 to the highway category and to section 8159(a)(d) of the Transportation Equity Act for the 21st Century for fiscal year 2003 shall be deemed to be zero. This section shall apply immediately to all reports issued pursuant to section 254 of the Balanced Budget and Emergency Deficit Control Act of 1985 for fiscal year 2003, including the discretionary sequester report.

SEC. 1403. Any apparel articles considered to be fabric under the Federal Emergency Management Code, is amended by adding at the end of the following new subsection:

(4) The United States Government shall take all action, as it deems appropriate, to ensure the full faith and credit of the Government.

SEC. 1404. TREATMENT OF CERTAIN COUNTIES FOR PURPOSES OF REIMBURSEMENT UNDER THE MEDICARE PROGRAM

(a) RECLASSIFICATION OF CERTAIN PENNSYLVANIA COUNTIES FOR PURPOSES OF REIMBURSEMENT UNDER THE MEDICARE PROGRAM

(1) In general.—Notwithstanding any other provision of law, effective for discharges occurring during fiscal year 2003, for purposes of making payments under subparts (d) and (j) of section 1886 of the Social Security Act (42 U.S.C. 1395ww) to hospitals (including rehabilitation hospitals and rehabilitation units under such subsection (i))—

(A) in Lackawanna, Luzerne, Wyoming, Lycoming, and Columbia Counties, Pennsylvania, such counties are deemed to be located in the Newburgh, New York-PA Metropolitan Statistical Area; and

(B) in Mercer County, Pennsylvania, such county is deemed to be located in the Youngstown-Warren, Ohio Metropolitan Statistical Area.

(2) RULES.—The reclassifications made under paragraph (1) with respect to a subject hospital shall be treated as a decision of the Medicare Geographic Classification Review Board under paragraph (10) of section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d))—

(b) LARGE URBAN AREA OF NEW YORK.—Notwithstanding any other provision of law, effective for discharges occurring on or after October 1, 2002, and before October 1, 2005, for purposes of making payments under section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)) the large urban area of New York, New York is deemed to include Orange County, New York, and Dutchess County, New York.

SEC. 1405. AMENDMENTS TO THE CARIBBEAN BASIN ECONOMIC RECOVERY ACT

(a) RECLASSIFICATION OF CERTAIN PENNSYLVANIA COUNTIES FOR PURPOSES OF REIMBURSEMENT UNDER THE MEDICARE PROGRAM

(1) In general.—Notwithstanding any other provision of law, effective for discharges occurring during fiscal year 2003, for purposes of making payments under subsection (d) and (j) of section 1886 of the Social Security Act (42 U.S.C. 1395ww) to hospitals (including rehabilitation hospitals and rehabilitation units under such subsection (i))—

(A) in Lackawanna, Luzerne, Wyoming, Lycoming, and Columbia Counties, Pennsylvania, such counties are deemed to be located in the Newburgh, New York-PA Metropolitan Statistical Area; and

(B) in Mercer County, Pennsylvania, such county is deemed to be located in the Youngstown-Warren, Ohio Metropolitan Statistical Area.

(2) RULES.—The reclassifications made under paragraph (1) with respect to a subject hospital shall be treated as a decision of the Medicare Geographic Classification Review Board under paragraph (10) of section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)).

(b) LARGE URBAN AREA OF NEW YORK.—Notwithstanding any other provision of law, effective for discharges occurring on or after October 1, 2002, and before October 1, 2005, for purposes of making payments under section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)) the large urban area of New York, New York is deemed to include Orange County, New York, and Dutchess County, New York.

SEC. 1406. AMENDMENTS TO THE CARIBBEAN BASIN ECONOMIC RECOVERY ACT

(a) RECLASSIFICATION OF CERTAIN PENNSYLVANIA COUNTIES FOR PURPOSES OF REIMBURSEMENT UNDER THE MEDICARE PROGRAM

(1) In general.—Notwithstanding any other provision of law, effective for discharges occurring during fiscal year 2003, for purposes of making payments under subsection (d) and (j) of section 1886 of the Social Security Act (42 U.S.C. 1395ww) to hospitals (including rehabilitation hospitals and rehabilitation units under such subsection (i))—

(A) in Lackawanna, Luzerne, Wyoming, Lycoming, and Columbia Counties, Pennsylvania, such counties are deemed to be located in the Newburgh, New York-PA Metropolitan Statistical Area; and

(B) in Mercer County, Pennsylvania, such county is deemed to be located in the Youngstown-Warren, Ohio Metropolitan Statistical Area.

(2) RULES.—The reclassifications made under paragraph (1) with respect to a subject hospital shall be treated as a decision of the Medicare Geographic Classification Review Board under paragraph (10) of section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)).

(b) LARGE URBAN AREA OF NEW YORK.—Notwithstanding any other provision of law, effective for discharges occurring on or after October 1, 2002, and before October 1, 2005, for purposes of making payments under section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)) the large urban area of New York, New York is deemed to include Orange County, New York, and Dutchess County, New York.

SEC. 1407. AMENDMENTS TO THE CARIBBEAN BASIN ECONOMIC RECOVERY ACT

(a) RECLASSIFICATION OF CERTAIN PENNSYLVANIA COUNTIES FOR PURPOSES OF REIMBURSEMENT UNDER THE MEDICARE PROGRAM

(1) In general.—Notwithstanding any other provision of law, effective for discharges occurring during fiscal year 2003, for purposes of making payments under subsection (d) and (j) of section 1886 of the Social Security Act (42 U.S.C. 1395ww(d)) the large urban area of New York, New York is deemed to include Orange County, New York, and Dutchess County, New York.

(2) RULES.—The reclassifications made under paragraph (1) with respect to a subject hospital shall be treated as a decision of the Medicare Geographic Classification Review Board under paragraph (10) of section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)).
it. Pursuant to Article 126 of the Rome Statute, the statute will enter into force on the first day of the month after the 60th day following the date on which the 60th country deposits its instrument of ratification.

(3) Since adoption of the Rome Statute, a Preparatory Commission for the International Criminal Court has met regularly to draft documents to implement the Rome Statute, including Rules of Procedure and Evidence, Elements of Crimes, and a definition of the Crime of Aggression.

(4) Ambassador Scheffer went on to tell the Congress that the lead United States negotiator, Ambassador David Scheffer stated that the United States could not sign the Rome Statute because certain critical negotiating objectives of the United States had not been achieved. As a result, the Senate Foreign Relations Committee took the position that the United States would not join the treaty.

(a) Authority to Initially Waive Sections 5 and 7.—The President is authorized to waive the prohibitions and requirements of section 5 and 7 for a period of one year. A waiver under this subsection may be issued only if the President at least 15 days in advance of exercising such authority—

(i) notifies the appropriate congressional committees of the intention to exercise such authority; and

(ii) determines and reports to the appropriate congressional committees that the International Criminal Court has entered into a binding agreement that—

(A) prohibits the International Criminal Court from seeking to exercise jurisdiction over the following persons with respect to actions undertaken by them in an official capacity:

(1) covered United States persons;

(2) covered allied persons; and

(3) individuals who were covered United States persons or covered allied persons; and

(B) ensures that no person described in subparagraph (A) will be arrested, detained, prosecuted, or imprisoned by or on behalf of the International Criminal Court.

(b) Authority to Extend Waiver of Sections 5 and 7.—The President is authorized to waive the prohibitions and requirements of sections 5 and 7 for successive periods of one year. The President may extend such a waiver only if the United States remains party to, and has continued to abide by, a binding agreement that—

(i) prohibits the International Criminal Court from seeking to exercise jurisdiction over the following persons with respect to actions undertaken by them in an official capacity:

(I) covered United States persons;

(II) covered allied persons; and

(III) individuals who were covered United States persons or covered allied persons; and

(ii) ensures that no person described in clause (i) of this paragraph will be arrested, detained, prosecuted, or imprisoned by or on behalf of the International Criminal Court.

(c) Authority to Waive Sections 4 and 6 Without Authority to Prosecute a Named Individual.—The President is authorized to waive the prohibitions and requirements of sections 4 and 6 to the extent that such prohibitions and requirements would prevent the United States from cooperating with an investigation or prosecution of a named individual by the International Criminal Court. A waiver under this subsection may be issued only if the President at least 15 days in advance of exercising such authority—

(i) notifies the appropriate congressional committees of the intention to exercise such authority; and

(ii) determines and reports to the appropriate congressional committees that—

(A) a waiver pursuant to subsection (a) or (b) of the prohibitions and requirements of sections 2005 and 2007 is in effect; and

(B) there is reason to believe that the named individual committed the crime or crimes that are the subject of the International Criminal Court’s investigation or prosecution;

(d) Termination of Waiver Pursuant to Subsection (c).—Any waiver or waivers exercised pursuant to subsection (c) of the prohibitions and requirements of sections 2005 and 2007 expires at any time that a waiver pursuant to subsection (a) or (b) of the prohibitions and requirements of sections 2005 and 2007 expires and is not extended pursuant to subsection (b).

(e) Termination of Prohibitions of This Title.—The prohibitions and requirements of sections 2004, 2005, 2006, and 2007 shall cease to apply, and the authority of section 2008 shall terminate, if the United States becomes a party to the International Criminal Court pursuant to a treaty made under article II, section 2, clause 2 of the Constitution of the United States.
Criminal Court in response to a request for cooperation submitted by the International Criminal Court pursuant to the Rome Statute.

(c) Prohibition on Transmittal of Letters Rogatory from the International Criminal Court.—Notwithstanding section 1781 of title 28, United States Code, or any other provision of law, no agent of the United States Government may transmit for execution any letter rogatory issued, or other request for cooperation made, by the International Criminal Court to the tribunal, officer, or agency in the United States to whom it is addressed.

(d) Prohibition on Extradition to the International Criminal Court.—Notwithstanding any other provision of law, no agency or entity of the United States Government or of any State or local government, including any court, may provide support to the International Criminal Court or may extradite any person from the United States to the International Criminal Court, nor support the transfer of any United States citizen or permanent resident alien to the International Criminal Court.

(e) Prohibition on Provision of Support to the International Criminal Court.—Notwithstanding any other provision of law, no agency or entity of the United States Government or of any State or local government, including any court, may provide support to the International Criminal Court.

(f) Prohibition on Use of Appropriated Funds To Assist the International Criminal Court.—Notwithstanding any other provision of law, no funds appropriated under any provision of law may be used for the purpose of assisting the investigation, arrest, detention, extradition, or prosecution of any United States citizen or permanent resident alien by the International Criminal Court.

(g) Restriction on Assistance Pursuant to Mutual Legal Assistance Treaties.—The United States shall exercise its rights to limit the use of assistance provided under all treaties and executive agreements for mutual legal assistance in criminal matters, multilateral conventions with legal assistance provisions, and extradition treaties, to which the United States is a party, and in connection with the execution or issuance of any letter rogatory, to prevent the transfer to, or other use by, the International Criminal Court of any assistance provided by the United States under such treaties and letters rogatory.

(h) Prohibition on Investigative Activities of Agents.—No agent of the International Criminal Court may conduct operations within the United States or any territory subject to the jurisdiction of the United States, any investigative activity relating to a preliminary inquiry, investigation, prosecution, or other proceeding at the International Criminal Court.


(a) Policy.—Effective beginning on the date on which the Rome Statute enters into force pursuant to Article 126 of the Rome Statute, the President should use the voice and vote of the United States in the United Nations Security Council to ensure that each resolution of the Security Council authorizing any peacekeeping operation under chapter VI of the charter of the United Nations or peace enforcement operation under chapter VII of the charter of the United Nations permanently exempts, at a minimum, members of the Armed Forces of the United States from such operations authorized by the United Nations Security Council on or after the date that the Rome Statute enters into force pursuant to Article 126 of the Rome Statute. No member of the United States military has submitted to the appropriate congressional committees a certification described in subsection (c) with respect to such operation.

(b) Restriction.—Members of the Armed Forces of the United States may not participate in any peacekeeping operation under chapter VI of the charter of the United Nations or peace enforcement operation under chapter VII of the charter of the United Nations except as authorized by the United Nations Security Council on or after the date that the Rome Statute enters into force pursuant to Article 126 of the Rome Statute. No United States military assistance may be provided to the government of a country that is a party to the International Criminal Court.

(c) Construction.—This section does not authorize the payment of bribes or the provision of

**SEC. 2006. Prohibition on Direct or Indirect Transfer of Classified National Security Information and Law Enforcement Information to the International Criminal Court.**

(a) In General.—Not later than the date on which the Rome Statute enters into force, the President shall certify that appropriate procedures are in place to prevent the transfer of classified national security information and law enforcement information to the International Criminal Court for the purpose of facilitating an investigation, apprehension, or prosecution.

(b) Indirect Transfer.—The procedures described in subsection (a) shall be designed to prevent the transfer to the United Nations and to the government of any country that is party to the International Criminal Court of classified national security information and law enforcement information that specifically relates to matters known to be under investigation or prosecution by the International Criminal Court, except to the degree that satisfactory assurances are received from the United Nations or that government, as the case may be, that such information will not be made available to the International Criminal Court for the purpose of facilitating an investigation, apprehension, or prosecution. Any provisions of this section shall not be construed to prohibit any action permitted under section 2008.

**SEC. 2007. Prohibition of United States Military Assistance to Parties to the International Criminal Court.**

(a) Prohibition of Military Assistance.—Subject to subsections (b) and (c), and effective one year after the date on which the Rome Statute enters into force pursuant to Article 126 of the Rome Statute, no United States military assistance may be provided to the government of a country that is a party to the International Criminal Court.

(b) National Interest Waiver.—The President may, without prior notice to Congress, waive the prohibition of subsection (a) with respect to a particular country if he determines and reports to the appropriate congressional committees that it is important to national interest for the United States to waive such prohibition.

(c) Article 98 Waivers.—The President may, without prior notice to Congress, waive the prohibition of subsection (a) with respect to a particular country if he determines and reports to the appropriate congressional committees that such country has entered into an agreement with the United States pursuant to Article 98 of the Rome Statute preventing the International Criminal Court from proceeding against United States persons present in such country.

**SEC. 2008. Authority to Free Members of the Armed Forces of the United States and Certain Other Persons Detained or Imprisoned by or on Behalf of the International Criminal Court.**

(a) Authority.—The President is authorized to use all means necessary and appropriate to bring about the release of any person described in subsection (b) who is being detained or imprisoned by, on behalf of, or at the request of the International Criminal Court.

(b) Persons Authorized To Be Freed.—The authority of subsection (a) shall extend to the following persons:

1. Covered United States persons.
2. Covered allied persons.

(c) Authorization of Legal Assistance.—When any person described in subsection (b) is arrested, detained, investigated, prosecuted, or imprisoned by, on behalf of, or at the request of the International Criminal Court, the President is authorized to direct any agency of the United States Government to provide—

1. legal representation and other legal assistance to that person; and
2. exculpatory evidence on behalf of that person; and
3. defense of the interests of the United States through appeal to the International Criminal Court pursuant to Article 18 or 19 of the Rome Statute, before the courts or tribunals of any country.

**SEC. 2009. Protections For Interests of Certain Governments.**

(a) Protection for Interests of Certain Governments.—Nothing in this Act shall be construed to provide any protection for the interests of any government or entity which is not a party to the Rome Statute or any other provision of law.
other such incentives to induce the release of a person described in subsection (b).

SEC. 2009. ALLIANCE COMMAND ARRANGEMENTS.
(a) REPORT ON ALLIANCE COMMAND ARRANGEMENTS.—Not later than 6 months after the date of the enactment of this Act, the President should transmit to the appropriate congressional committees a report with respect to each multinational alliance to which the United States is a party—
(1) describing the degree to which members of the Armed Forces of the United States may, not later than one year after the date of the enactment of this Act, and as part of a peacekeeping operation undertaken by or pursuant to that alliance, be placed under the command or operational control of foreign military officers subject to the jurisdiction of the International Criminal Court because they are nationals of a party to the International Criminal Court; and
(2) evaluating the degree to which members of the Armed Forces of the United States engaged in military operations undertaken by or pursuant to that alliance may be exposed to greater risks as a result of being placed under the command or operational control of foreign military officers subject to the jurisdiction of the International Criminal Court.
(b) DESCRIPTION OF MEASURES TO ACHIEVE ENHANCED PROTECTION FOR MEMBERS OF THE ARMED FORCES OF THE UNITED STATES.—Not later than one year after the date of the enactment of this Act, the President should transmit to the appropriate congressional committees a description of modifications to control of foreign military officers subject to the jurisdiction of the International Criminal Court that have been made or are being made pursuant to this Act and a justification for the action.

SEC. 2010. NONDELEGATION.
The authorities vested in the President by sections 2003 and 2011(a) may not be delegated by the President pursuant to section 301 of title 3, United States Code, or any other provision of law. The authority vested in the President by section 2005(c)(3) may not be delegated by the President pursuant to section 301 of title 3, United States Code, or any other provision of law to any official other than the President and if so delegated may not be subdelegated.

SEC. 2011. APPLICATION OF SECTIONS 2004 AND 2006 TO EXERCISE OF CONSTITUTIONAL AUTHORITIES.
(a) IN GENERAL.—Sections 2004 and 2006 shall not apply to any action or actions with respect to specific matter involving the International Criminal Court taken or directed by the President in a case-by-case basis in the exercise of the President’s authority in Chief of the Armed Forces of the United States, under title II, section 2 of the United States Constitution or in the exercise of the executive power under article II, section 1 of the United States Constitution.
(b) NOTIFICATION TO CONGRESS.—(1) IN GENERAL.—Subject to paragraph (2), not later than 15 days after the President takes or directs an action or actions described in subsection (a) that would otherwise be prohibited under section 2004 or 2006, the President should submit a notification of such action to the appropriate congressional committees. A notification under this paragraph shall include a description of the action, that the action is in the national interest of the United States, and a justification for the action.
(2) EXCEPTION.—If the President determines that a full notification under paragraph (1) could jeopardize the national security of the United States or compromise a United States military operation, not later than 15 days after the President takes or directs an action or actions referred to in paragraph (1) the President shall notify the appropriate congressional committees that an action has been taken and a determination has been made pursuant to this paragraph. The President shall provide a full notification under paragraph (1) not later than 15 days after the reasons for the determination under this paragraph no longer apply.
(c) CONSTRUCTION.—Nothing in this section shall be construed as limiting the authority of the President to take any action.

SEC. 2012. DEFINITIONS.
As used in this title and in section 706 of the Admiral James W. Nance and Meg Donovan Foreign Relations Authorization Act, Fiscal Years 2000 and 2001:
(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate.
(2) CLASSIFIED NATIONAL SECURITY INFORMATION.—The term “classified national security information” means information that is classified as top-secret or higher, as defined in or pursuant to Executive Order 12958 or a successor Executive order.
(3) COVERED ALLIED PERSONS.—The term “covered allied persons” means military personnel, elected or appointed officials, and other persons employed by or working on behalf of the government of a NATO member country, a major non-NATO ally, or a country, a major non-NATO ally, including Australia, Portugal, and Greece; the Republic of Korea, and New Zealand, or Taiwan, so long as that government is not a party to the International Criminal Court; and other persons working on its behalf to be exempted from the jurisdiction of the International Criminal Court.
(4) COVERED UNITED STATES PERSONS.—The term “covered United States persons” means members of the Armed Forces of the United States, elected or appointed officials of the United States Government, and other persons employed by or working on behalf of the United States Government, for so long as the United States is not a party to the International Criminal Court.
(5) EXTRADITION.—The terms “extradition” and “extradite” mean the extradition of a person in accordance with the provisions of chapter 239 of title 18, United States Code, (including section 3401(b) of such title) and such terms include both extradition and surrender as those terms are defined in Article 30 of the Rome Statute.
(6) INTERNATIONAL CRIMINAL COURT.—The term “International Criminal Court” means the court established by the Rome Statute.
(7) MAJOR NON-NATO ALLY.—The term “major non-NATO ally” means a country that has been so designated in accordance with section 517 of the Foreign Assistance Act of 1961.
(8) PARTICIPATE IN ANY PEACEKEEPING OPERATION UNDER CHAPTER VI OF THE CHARTER OF THE UNITED NATIONS OR PEACE ENFORCEMENT OPERATION UNDER CHAPTER VII OF THE CHARTER OF THE UNITED NATIONS.—The term “participate in any peacekeeping operation under chapter VI of the charter of the United Nations or peace enforcement operation under chapter VII of the charter of the United Nations” means to assign members of the Armed Forces of the United States to a United Nations military command structure as part of a peacekeeping operation under chapter VI of the charter of the United Nations or peace enforcement operation under chapter VII of the charter of the United Nations in which those members of the Armed Forces of the United States are subject to the command or operational control of one or more foreign military officers not appointed in conformity with article II, section 2, of the United Nations Charter.
(9) PARTY TO THE INTERNATIONAL CRIMINAL COURT.—The term “party to the International Criminal Court” means a government that has deposited an instrument of ratification, acceptance, approval, or accession to the Rome Statute, and has not withdrawn from the Rome Statute pursuant to Article 127 thereof.
(10) PEACEKEEPING OPERATION UNDER CHAPTER VI OF THE CHARTER OF THE UNITED NATIONS OR PEACE ENFORCEMENT OPERATION UNDER CHAPTER VII OF THE CHARTER OF THE UNITED NATIONS.—The term “peacekeeping operation under chapter VI of the charter of the United Nations or peace enforcement operation under chapter VII of the charter of the United Nations” means any military operation to maintain or restore international peace and security that is—
(A) authorized by the United Nations Security Council under chapter VI or VII of the charter of the United Nations; and
(B) paid for from contributions of United Nations members that are made available for peacekeeping or peace enforcement activities.
(12) SUPPORT.—The term “support” means assistance of any kind, including financial support, transfer of property or other material support, services, intelligence sharing, law enforcement cooperation, the training or detail of personnel, and the arrest or detention of individuals.
(13) UNITED STATES MILITARY ASSISTANCE.—The term “United States military assistance” means—
(A) assistance provided under chapter 2 or 5 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.); and
(B) defense articles or defense services furnished with the financial assistance of the United States Government, including through loans and guarantees, under section 258 of the Arms Export Control Act (22 U.S.C. 2763).

SEC. 2014. REPEAL OF LIMITATION.
The Department of Defense Appropriations Act, 2002 (division A of Public Law 107-107) is amended by striking section 8173. This Act may be cited as the “2002 Supplemental Appropriations Act for Fiscal Year 2002 to Promote Peaceful Recovery From and Response To Terrorist Attacks on the United States”.

The SPEAKER pro tempore. Pursuant to House Resolution 431, the previous question is ordered on the bill, as amended.

The question is on the engrossment and third reading of the bill.
The bill was ordered to be engrossed and read a third time, and was read the third time.

**MOTION TO RECOMMIT**

Mr. OBEY. Mr. Speaker, I offer a motion to recommit.

The SPEAKER pro tempore. Is the gentleman opposed to the bill?

Mr. OBEY. I am, Mr. Speaker.

The SPEAKER pro tempore. The Clerk will report the motion to recommit.

The Clerk reads as follows:

Mr. OBEY of Wisconsin moves to recommit the bill, H.R. 4775, to the Committee on Appropriations with instructions to report the bill forthwith with the following amendments: strike Section 1403.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Wisconsin (Mr. OBEY) is recognized for 5 minutes in support of his motion.

Mr. OBEY. Mr. Speaker, I yield myself 1 minute.

Mr. Speaker, for a lot of people in this Chamber have spent their entire career talking about their opposition to raising the national debt. In fact, the majority of the Members of the Republican Party in this House have sponsored with much fanfare a constitutional amendment requiring an explicit constitutional debt limit. And I would point out that the amendment sponsored with much fanfare a constitutional debt limit.

Mr. Speaker, during the debate the gentleman from Texas (Mr. STEINHOLM) asked and was given permission to revise and extend his remarks.

Mr. STEINHOLM. Mr. Speaker, finally, after 16 hours of debate, we get an opportunity for a clean up-and-down vote on whether we should increase our national debt ceiling by $750 billion.

This motion simply strikes the provision in the bill that paves the way to raise that debt limit by $750 billion. For members opposed to vote against this provision to prevent turning the Social Security card into the Nation's credit card would give hypocrisy a bad name.

Mr. Speaker, I yield 2 minutes to the distinguished gentleman from Texas (Mr. STEINHOLM).

Mr. STEINHOLM. Mr. Speaker, finally, after 16 hours of debate, we get an opportunity for a clean up-and-down vote...
The SPEAKER pro tempore. This will be a 15-minute vote followed by a 5-minute vote on final passage.

The vote was taken by electronic device, and there were—aye 201, noes 215, not voting 19, as follows:

(Roll No. 205)

AYES—201

[Names of all members voting "ayes"]

NOES—215

[Names of all members voting "noes"]

Mr. FILNER changed his vote from "no" to "aye." So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

The SPEAKER pro tempore (Mr. SIMPSON). The question is on the passage of the bill.

Pursuant to clause 10 of rule XX, the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 280, nays 138, not voting 17, as follows:

[Roll No. 206]

AYES—280

[Names of all members voting "ayes"]

NOES—138

[Names of all members voting "noes"]

Mr. NOSÉS—215

[Names of all members not voting]
So the bill was passed. The result of the vote was announced as above recorded. A motion to reconsider was laid on the table.

CONFERENCE REPORT ON S. 1372, EXPORT-IMPORT BANK REAUTHORIZATION ACT OF 2002

Mr. OXLEY submitted the following conference report and statement on the Senate bill (S. 1372) to reauthorize the Export-Import Bank of the United States:

CONFERENCE REPORT (H. REPT. 107-107) 487

The committee of conference on the disagreeing votes of the two Houses on the amendment of the House to the bill (S. 1372), to reauthorize the Export-Import Bank of the United States, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House and agree to the same with an amendment as follows:

1. In lieu of the matter proposed to be inserted by the House amendment, insert the following:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Export-Import Bank Reauthorization Act of 2002”.

(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

Section 1. Short title; table of contents.
Sec. 2. Clarification that purposes include United States employment.
Sec. 3. Extension of authority.
Sec. 4. Administrative expenses.
Sec. 5. Increase in aggregate loan, guarantee, and insurance authority.
Sec. 6. Activities relating to Africa.
Sec. 7. Small business.
Sec. 8. Technology.

Sec. 2. Clarification that purposes include United States employment.

SEC. 3. EXTENSION OF AUTHORITY.

Section 7 of the Export-Import Bank Act of 1945 (12 U.S.C. 635a) is amended by striking “2001” and inserting “2006”.

SEC. 4. ADMINISTRATIVE EXPENSES.

(a) REQUIRED BUDGET SUBCATEGORIES.—Section 110(a) of title 31, United States Code, is amended by adding at the end the following: “(4) with respect to the amount of appropriations requested for use by the Export-Im

“(c) The Bank shall implement technology improvements that are designed to improve small business outreach, including allowing customers to use the Internet to apply for the Bank’s small business assistance.

(b) ELECTRONIC TRACKING OF PENDING TRANSACTIONS.—Section 2(b)(1) of such Act (12 U.S.C. 635(b)(1)) is amended by adding at the end the following:

“(J) The Bank shall implement an electronic system designed to track all pending transactions of the Bank.”

(c) When the Export-Import Bank of the United States shall include in the annual report required by section 635(b)(1) of such Act a report on the efforts made by the Bank to carry out subparagraphs (E)(x) and (J) of section 2(b)(1) of such Act, and on how the efforts are assisting small businesses.

SEC. 9. TIED AID CREDIT FUND.

(a) PRINCIPLES, PROCESS, AND STANDARDS.—Section 10(b)(1) of the Export-Import Bank Act of 1945 (12 U.S.C. 633(b)(1)) is amended—

(1) in paragraph (2), by striking subparagraph (A) and inserting the following:

“(A) in consultation with the Secretary and in accordance with the principles, process, and standards developed pursuant to paragraph (5) of this subsection, the purposes described in subsection (a)(5);”;

and

(2) by adding at the end the following:

“(5) PRINCIPLES, PROCESS, AND STANDARDS GOVERNING USE OF THE FUND.—

“(A) IN GENERAL.—The Secretary and the Bank jointly shall develop a process for, and the principles and standards to be used in, determining how the amounts in the Tied Aid Credit Fund could be used most effectively and efficiently to carry out the purposes described in subsection (a)(5);”;

(b) RECONSIDERATION OF BOARD DECISIONS ON USE OF FUND.—Section 10(b)(1) of such Act (12 U.S.C. 633(b)) is further amended by adding at the end the following:

“(J) The Bank shall implement an electronic means the Organization for Economic Cooperation and Development.”.

(2) REPORT.—Within 2 years after the date of the enactment of this Act, the Secretary of the Treasury shall submit to the Committee on Financial Services of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate a report on the rationale for seeking or not seeking negotiations for multilateral disciplines and transparency, the successes, failures, and obstacles in initiating negotiations, and if negotiations were initiated, in reaching an agreement.

(c) USE OF TIED AID CREDIT FUND TO COMBAT UNIFIED AID.—Section 10(a) of the Export-Import Bank Act of 1945 (12 U.S.C. 633(a)) is amended—

(1) by striking “and” and inserting “or” at the end;

(2) in paragraph (5), by inserting “, or untied aid used to promote exports as if it were tied aid,” before “for commercial” the 1st and 3rd place it appears; and

(3) by redesignating paragraph (5) as paragraph (6) and inserting after paragraph (4) the following:

“(5) The Bank has, at a minimum, the following tasks:

“(A)(i) First, the Bank should match foreign export credit agencies and aid agencies when they engage in tied aid with the confines of the Arrangement and when they exploit loopholes, such as untied aid;

“(ii) such matching is needed to provide the United States with leverage in efforts at the OECD to reduce the overall level of export subsidies;

“(iii) only through matching foreign export credit agencies can the United States negotiators in their efforts to bring these loopholes within the disciplines of the Arrangement; and

“(iv) in order to bring untied aid within the discipline of the Arrangement, the Bank should consider initiating highly competitive financial support when the Bank learns that foreign untied aid offers will be made; and

“(B) Second, the Bank should support United States exporters when the exporters face foreign competition that is consistent with the Arrangement and the Subsidies Code of the World Trade Organization, but which places United States exporters at a competitive disadvantage; and

(d) DEFINITION OF MARKET WINDOW.—Section 10(b)(1) of such Act (12 U.S.C. 633(b)) is amended by adding at the end the following:

“(7) MARKET WINDOW.—The Bank, in consultation with the Secretary of the Treasury, shall define ‘market window’ for purposes of this section.”.

SEC. 11. ANNUAL COMPETITIVENESS REPORT.

(a) IN GENERAL.—Section 2(b)(1)(A) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)(A)) is amended—

(1) in the fourth sentence, by striking “on an annual basis” and inserting “not later than June 30 of each year”; and

(2) in the fifth sentence, by inserting “(including through use of market windows)” after “United States exporters”;
SEC. 12. ANNUAL REPORT.

(a) TECHNOLOGY TO ASSIST SMALL BUSI-
nesses.—Section 8 of the Export-Import Bank Act of 1945 (12 U.S.C. 635g) is further amended by adding at the end the follow-
ing:

“(d) TECHNOLOGY TO ASSIST SMALL BUSI-
nesses.—The Bank shall include in its annual report to the Congress under subsection (a) of this section for each of fiscal years 2006 through 2009 a report on the efforts made by the Bank to carry out paragraph (2) and, if the Bank does not make such efforts, a description of the reasons therefor.

(b) NUMBER OF SMALL BUSINESS SUPPLIERS OF BANK USERS.—Section 8 of such Act (12 U.S.C. 635g) is further amended by adding at the end the follow-
ing:

“(d) NUMBER OF SMALL BUSINESS SUPPLIERS OF BANK USERS.—The Bank shall estimate in its annual report to the Congress under subsection (a) of this section the number of small business concerns—(1) whose products or services are needed by the Bank; and (2) that make significant contributions to the Bank’s operations.

(c) OUTREACH TO CERTAIN SMALL BUSI-
nesses.—The Bank shall include in its annual report to the Congress under subsection (a) of this section a description of outreach efforts made by the Bank to any social and economi-
cally disadvantaged small business concerns (as defined in section 3(a) of the Small Business Act), small business concerns (as defined in section 3(a) of the Small Business Act) owned by women, and small business concerns (as defined in section 3(a) of the Small Business Act) employing fewer than 100 employees.

SEC. 13. RENEWABLE ENERGY SOURCES.

(a) Description.—Section 2(b)(1) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)) is further amended by adding at the end the follow-
ing:

“(K) The Bank shall promote the export of goods and services related to renewable energy sources.

(b) DESCRIPTION OF EFFORTS TO BE INCLUDED IN ANNUAL COMPETITIVENESS REPORT.—Section 2(b)(1)(A) of such Act (12 U.S.C. 635(b)(1)(A)) is further amended by adding at the end the follow-
ing: “The Bank shall include in the annual report the efforts undertaken under subparagraph (K).”

SEC. 14. GAO REPORT ON COMPETITIVE PRACTICE.

Within 1 year after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the Committee on Financial Services of the House of Representa-
tives and the Committee on Banking, Housing, and Urban Affairs of the Senate a report that examines the competitiveness of the Export-Import Bank of the United States as compared with the reserve practices of private banks and foreign export credit agencies.

SEC. 15. HUMAN RIGHTS.

The Bank shall include in the annual report of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)(B)) is amended by inserting “(such as are provided in the UN


SEC. 16. AUTHORITY TO DENY APPLICATION FOR ASSISTANCE BASED ON FRAUD OR CORRUPTION BY ANY PARTY INVOLVED IN THE TRANSACTION.

Section 2 of the Export-Import Bank Act of 1945 (12 U.S.C. 635(c)(5)) is amended by adding at the end the follow-
ing:

“(f) AUTHORITY TO DENY APPLICATION FOR ASSISTANCE BASED ON FRAUD OR CORRUPTION BY ANY PARTY INVOLVED IN THE TRANSACTION.—In ad-
imistration for a transaction under title II of the Act, the Bank may deny an application for assistance with respect to a transaction if the Bank has substantial evidence that any party to the transaction, or any person involved in the transaction has committed an act of fraud or corruption in connection with the transaction.

SEC. 17. CONSIDERATION OF FOREIGN COUNTRY ASSISTANCE BASED ON EFFORTS TO ERADICATE TERRORISM.

Section 2(b)(1)(B) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)(B)) is amended in the penultimate sentence by inserting “(in-
cluding, when relevant, a foreign nation’s lack of cooperation in efforts to eradicate terrorism)” after “international terrorism”.

SEC. 18. OUTSTANDING ORDERS AND PRELIMI-
NARY INJURY DETERMINATIONS.

Section 2(e) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(e)) is amended—

(1) in paragraph (2), by striking “Paragraph (1)” and inserting “Paragraphs (1) and (2);” and

(2) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4) and by inserting after paragraph (1) the follow-
ing:

“(2) OUTSTANDING ORDERS AND PRELIMINARY INJURY DETERMINATIONS.—

(A) ORDERS.—The Bank shall not provide any loan or guarantee to an entity for the re-
sulting production of substantially the same product that is the subject of—

(i) a countering direct duty or antidumping order under title VII of the Tariff Act of 1930; or

(ii) a determination under title II of the Trade Act of 1974.

(2) AFFIRMATIVE DETERMINATION.—Within 60 days after the date of the enactment of this paragraph, the Bank shall establish procedures

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2002.

SEC. 19. REQUIREMENT THAT APPLICANTS FOR ASSISTANCE DISCLOSE WHETHER THEY HAVE VIOLATED CERTAIN LAWS; MAINTENANCE OF LIST OF VIOLATORS.

Section 2(b)(1) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)) is further amended by adding at the end the follow-
ing: “(L) The Bank shall require an applicant for assistance from the Bank to disclose whether the applicant has been charged by the United States to have violated the Foreign Cor-
rupt Practices Act of 1977, the Arms Export Control Act, the International Emergency Economic Powers Act, or the Export Administration Act of 1979 within the preceding 12 months, and shall maintain, in cooperation with the Department of Justice, for not less than 3 years a record of such applicants so found to have violated any such Act.”

SEC. 20. SENSE OF THE CONGRESS.

It is the sense of the Congress that, when con-
sidering a proposal for assistance for a project the cost of which is $20,000 or more, the management of the Export-Import Bank of the United States should have available for review a detailed assessment of the potential human rights impact of the proposed project.

SEC. 21. CONSIDERATION OF ENFORCEMENT OF CERTAIN LAWS.


SEC. 22. INSPECTOR GENERAL OF THE EXPORT-
IMPORT BANK.

(a) ESTABLISHMENT OF POSITION.—Section 2 of the Inspector General Act of 1978 (5 U.S.C. App.) is amended—

(1) by inserting “(A) by striking the second semicolon after “Community Service”;” and “(B) by striking “and” after “Financial Insti-
tutions Fund;” and

(2) by striking “(K) by striking the first semicolon after “Community Service."

(b) EXECUTIVE LEVEL IV.—Section 5315 of title 5, United States Code, is amended by inserting after the item relating to the Inspector General of the Environmental Protection Agency the fol-
lowing: “Inspector General, Export-Import Bank;”.


(d) TECHNICAL CORRECTIONS.—Section 11 of the Inspector General Act of 1978 (5 U.S.C. App.) is amended—

(1) in paragraph (1), by striking “Community Service;” and “Community Service;”

(2) by striking “and” after “Business Section;” and “and” after “Community Service;”

(3) in paragraph (5), by striking “section 533(e)” and inserting “section 535(f)”; and

(4) in paragraph (6), by striking “Community Service;”.

(e) EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2002.
role as a prominent player in the trade and economic policy of the United States; and
(2) during his time at the Export-Import Bank of the United States, John E. Robson served as a role model for his colleagues with his dedication to the institution, commitment to excellence, resolute sense of integrity, and desire to leave the Bank a better place than how he found it.
(b) SENSE OF THE CONGRESS—The Congress is deeply saddened by the death of John E. Robson and expresses to the family of John E. Robson its deep appreciation for the contributions he made and the legacy he leaves behind, and its heartfelt sorrow at his passing.

SEC. 24. CORRECTION OF REFERENCES AND OTHER TECHNICAL CORRECTIONS.
(a) Correction of References.
(1) Section 2(b)(1)(B) of the Export-Import Bank Act of 1945 (12 U.S.C. 635(b)(1)(B)) is amended by striking "Banking and Commerce".
(2) Each of the following provisions of a statute is amended by striking "Banking and Commerce" and inserting "Financial Services":
(A) Section 2(b)(6)(D)(i)(III) (12 U.S.C. 635(b)(6)(D)(i)(III)).
(B) Section 2(b)(6)(H) (12 U.S.C. 635(b)(6)(H)).
(C) Section 2(b)(6)(i)(ii) (12 U.S.C. 635(b)(6)(i)(ii)).
(D) Section 2(b)(6)(ii)(iii) (12 U.S.C. 635(b)(6)(ii)(iii)).
(E) Section 10(g)(1) (12 U.S.C. 635i–3(g)(1)).
(b) Technical Corrections.
(1) Clauses (ii) and (iii) of section 2(b)(1)(H) of such Act (12 U.S.C. 635(b)(1)(H)) are each amended by striking "4" and inserting "3".
(2) Section 2(b) of such Act (12 U.S.C. 635(b)) is amended by aligning the margins of paragraph (12) with the margins of paragraph (11).
(3) Section 2(b)(6)(E) of such Act (12 U.S.C. 635(b)(6)(E)) is amended by striking "international" and inserting "internationally".
(4) Section 3(d)(2)(C) of such Act (12 U.S.C. 635a(d)(2)(C)) is amended by aligning the margins of subparagraph (B) with the margins of subparagraph (A).
(5) Section 12(a)(1) of such Act (12 U.S.C. 635i–6(a)(1)) is amended by striking "section" and inserting "subsection".
(6) Section 14(a) of such Act (12 U.S.C. 635i–8(a)) is amended by striking "principle" and inserting "principal".

Michael G. Oxley,
Dierk Begerke,
Pat Toomey,
Gary G. Miller,
John J. LaFalce,
Dan Burton,
Stephen Hohen,
Henry A. Waxman,
Managers on the Part of the House.
Paul Sarbanes,
Chris Dodd,
Tim Johnson,
Evan Bayh,
Phil Gramm,
Richard Shelby,
Chuck Hagel,
Managers on the Part of the Senate.

The Senate recedes from its disagreement to the amendment of the House with an amendment that is a substitute for the Senate bill and the House amendment. The difference between the Senate bill and the House amendment, and the substitute agreed to in conference are noted below, except for clerical corrections, conforming changes made necessary by agreements reached by the conferees, and minor drafting and clerical changes.

The managers on the part of the Senate and the Committee on Appropriations, on May 21, 2002 (the Senate chairing), and reconciled the differences between the two bills are explained below.

SHORT TITLE

Senate Bill

Section 1 of the Senate bill provides the short title of the bill, the "Export-Import Bank Reauthorization Act of 2001." House Amendment

Section 1 of the House amendment provides the short title of the bill, the "Export-Import Bank Reauthorization Act of 2001," and provides a table of contents.

Conference Agreement

The Senate recedes to the House, with an amendment consisting of an updated table of contents.

Clarification That Purposes Include United States Employment

Senate Bill

The Senate bill contains no similar provision.

House Amendment

Section 2 of the House amendment provides that the objects and purposes of the Bank include ensuring the employment of United States workers.

Conference Agreement

The Senate recedes with an amendment stating that Bank's objective of supporting exports that would not coincide with the first year of a President's term. The purpose was not to burden a new Administration with the task of placing new leadership in the Bank and managing the reauthorization of the Bank.

EXTENSION OF AUTHORITY

Senate Bill

Section 2 of the Senate bill reauthorizes the Export-Import Bank of the United States and the Export-Import Bank (the Bank or Ex-Im) through September 30, 2006.

House Amendment

Section 3 of the House amendment reauthorizes the Bank through September 30, 2006.

Conference Agreement

The Senate recedes to the House. The Senate recedes with amendments relating to the Trade Promotion Coordinating Council and reports issued to Congress.

SMALL BUSINESS

Senate Bill

Section 5 of the Senate bill increases from 10 percent to 18 percent the amount the Ex-Im Bank must make available of its aggregate loan, guarantee, and insurance authority each fiscal year to finance exports directly by small business concerns.

House Amendment

Section 7 of the House amendment increases the volume of small business lending the Bank must pursue to reach its statutory minimum of 10 percent of all authorizations annually to a minimum of 20 percent of total Bank financing. The Bank is required to set-aside a minimum of 8 percent of the total Bank financing to be used for small businesses with less than 100 employees. The Bank must also conduct outreach and information campaigns to businesses owned by socially disadvantaged individuals or women and also establish an Office of Small Business Exporters.

Conference Agreement

The Senate recedes to the House with an amendment providing for outreach to businesses owned by socially and economically
disadvantaged small business concerns, small businesses owned by women and to small businesses employing fewer than 100 employees. The Small Business Administration’s definition of small businesses owned by “socially disadvantaged individuals” and women are the definitions to be used by the Bank in the implementation of this provision.

TECHNOLOGY

Senate Bill
The Senate bill contains no similar provision.

House Amendment
Section 8 of the House amendment requires the Bank to focus on technology improvements, which will improve small business outreach. The legislation directs the Bank to implement both an electronic system designed to track all pending transactions and technology to allow customers to use the Internet to apply for all Bank programs. The Bank is also directed to submit to Congress an interim report and an annual report for each year of the four-year authorization on technological progress made by the Bank and on how this is assisting small businesses.

Conference Agreement
The Senate concurs with an amendment focusing on small business and mandating an annual report on the Bank’s progress.

TIED AID CREDIT FUND

Senate Bill
The Senate bill contains no similar provision.

House Amendment
Section 9 of the House amendment mandates that the Department of Treasury in cooperation with the Export-Import Bank develop standards to guide how the Tied Aid Credit Fund is used. The Department of Treasury must report on this process and standards to the House Financial Services and Senate Banking Committees as soon as possible but no later than 6 months after enactment of this legislation. Any subsequent updates to the process and standards must likewise be reported to Congress. The Export-Import Bank will administer the Tied Aid Credit Fund on a deal-by-deal basis in accordance with these standards. The Department of Treasury will not have the power to veto specific Tied Aid Credit Fund transactions. Until the Department of Treasury has reported back to the House Financial Services and Senate Banking committees on standards for the Tied Aid Credit Fund, the standards enumerated in the legislation will govern the use of the Tied Aid Credit Fund. Finally, this section also requires the Bank to reconsider a denial of the use of Tied Aid funds if the applicant requests reconsideration within 3 months of the original decision.

Conference Agreement
The Senate recedes to the House with an amendment removing the reference to the ability of the Secretary of Treasury’s authority to veto the use of tied aid and stating that the after the principals, process and standards developed by the Department of Treasury and the Export-Import Bank have been implemented in a given case, the Export-Import Bank will make the final decision on that case regarding the use of the tied aid credit. However, such credit shall not be approved if the President of the United States determines after consulting with the President of Ex-Im and the Secretary of the Treasury that the extension of such credit would override the enforcement of existing arrangements restricting the use of tied aid or efforts to establish, negotiate or enforce arrangements to restrict the use of tied aid for commercial purposes.

RENAMEING OF TIED AID CREDIT PROGRAM AND FUND AS EXPORT COMPETITIVENESS PROGRAM AND FUND

Senate Bill
The Senate bill contains no similar provision.

House Amendment
Section 11 of the House amendment renames the Tied Aid Credit Program and Fund as the Export Competitiveness Program and Fund. This change is necessary since section 10 of the House amendment allows the Tied Aid Credit Program and Fund to be used to combat untied aid and market windows.

Conference Agreement
The House recedes to the Senate.

EXPANSION OF AUTHORITY TO USE TIED AID CREDIT FUND

Senate Bill
Section 6 of the Senate bill directs the U.S. to seek negotiations for multilateral disciplines and transparency for market windows within the Organization for Economic Cooperation and Development (OECD) Export Credit Arrangement. It also authorizes the Ex-Im Bank to match market windows that are inconsistent with the Arrangement and if the matching advances OECD negotiations or market windows financing is offered on terms and conditions more favorable than financing available from private financial markets.

House Amendment
Section 10 of the House amendment directs the Secretary of the Treasury to seek to negotiate agreements or “arrangements” on untied aid and market windows within the OECD. One year after the enactment of the legislation, the Treasury Department must report to the House Financial Services Committee and the Senate Banking Committee on progress in reaching this OECD agreement on untied aid. Two years after enactment of the legislation, the Treasury Department must report to the House Financial Services Committee and the Senate Banking Committee on progress in reaching an OECD agreement on market windows. This section allows the Tied Aid Credit Fund to be used to combat both untied aid and market windows.

Conference Agreement
The Conference adopts a provision consisting of the House provisions relating to untied aid and the Senate provision relating to market windows with an additional report relating to negotiations on market windows in the OECD.

ANNUAL COMPETITIVENESS REPORT

Senate Bill
Section 4 of the Senate bill requires the Ex-Im Bank to submit its annual competitiveness report to Congress not later than June 30 of each year. Section 4 also specifies that the bank’s annual report to Congress on export credit competition should include information on export financing available to foreign competitors through market windows. Finally, section 4 requires the Ex-Im Bank to estimate the annual amount of export financing available from the government and government-related agencies and include that information in Ex-Im’s annual competitiveness report.

House Amendment
Section 12 of the House amendment requires the Bank to submit its annual competitiveness report to Congress not later than June 30 of each year. Within this report, the Bank is directed to list the volumes of financing of the different Foreign Export Credit Agencies and classify its transactions according to their principal purpose, such as to correct a market failure or provide matching support.

Conference Agreement
The House recedes to the Senate with an amendment providing for a description of all Bank transactions which shall be classified according to their principal purpose.

ANNUAL REPORT

Senate Bill
The Senate bill contains no similar provision.

House Amendment
Section 12 of the House amendment requires the Bank to report on the efforts made by the Bank to assist small business concerns and an estimate of the number of entities that are small business suppliers of users of the Export-Import Bank. This section also requires the Bank’s report to include a description of the Bank’s efforts on outreach to businesses owned by socially disadvantaged individuals, by women, and small business employing fewer than 100 people.

RENEWABLE ENERGY SOURCES

Senate Bill
The Senate bill contains no similar provision.

House Amendment
Section 13 of the House amendment requires the Bank to promote the export of American goods and services related to renewable energy sources. As part of the Bank’s annual competitiveness report requirement, the Bank must report to the House Financial Services and Senate Banking Committees on efforts to promote exports in renewable energy sources.

Conference Agreement
The Senate recedes to the House.

SENSE OF THE CONGRESS RELATING TO RENEWABLE ENERGY TARGETS

Senate Bill
The Senate bill contains no similar provision.

House Amendment
Section 21 of the House amendment expresses the sense of Congress that no more than 5 percent of Ex-Im’s energy related transactions should include fossil fuel projects and not less than 5 percent should be related to renewable energy and energy efficiency projects. For purposes of this section renewable energy projects include areas such as solar, wind, biomass, fuel cell, landfill gas, and geothermal energy sources.

Conference Agreement
The House recedes to the Senate.

GAO REPORT

Senate Bill
The Senate bill contains no similar provision.

House Amendment
Section 14 of the House amendment requires the GAO to submit a report, within 6 months after the enactment, that provides a legal merits of potential U.S. cases brought in the WTO seeking relief against untied aid
and market windows and examining the scope of penalty tariffs that the United States could impose against imports from countries that united aid or market windows. Second, the GAO must submit a report, by one year after enactment, examining the Ex-Im reserve ratios as compared to the reserve practices of private banks and foreign Export Credit Agencies.

Conference Agreement

The Senate recedes with an amendment removing the GAO report relating to the WTO.

House Amendment

Section 15 of the House amendment clarifies that the Universal Declaration of Human Rights, as adopted by the United Nations General Assembly on December 10, 1948, should be used in making the human rights determination under the Chafee procedure.

Conference Agreement

The Senate recedes with an amendment indicating that the assessments of violations of human rights are not limited solely limited to the universal declaration adopted by the U.N.

Authority To Deny Application for Assistance Based on Fraud or Corruption by the Applicant

Senate Bill

The Senate bill contains no similar provision.

House Amendment

Section 18 of the House amendment gives the authority to the Bank to deny an application for assistance if there is credible evidence that a party to a transaction has committed an act of fraud or corruption regarding a good or service that is either the same or substantially similar to the subject of the application.

Conference Agreement

The Senate recedes to the House with an amendment making the provision applicable only to the transaction for which financing from the Bank has been sought.

Consideration of Foreign Country Helpfulness in Efforts To Eradicate Terrorism

Senate Bill

The Senate bill contains no similar provision.

House Amendment

Section 19 of the House amendment requires the Bank, when considering whether to guarantee, insure, or extend credit, to take into account the extent to which a nation has been helpful or unhelpful in efforts to eradicate terrorism.

Conference Agreement

The Conferences agree to amend Section 2(b)(1)(B) of the Export-Import Bank Act of 1945, the Chafee Amendment, to include a foreign nation’s lack of cooperation in efforts to eradicate terrorism.

Outstanding Orders and Preliminary Injury Determinations

Senate Bill

The Senate bill contains no similar provision.

House Amendment

Section 20 of the House amendment addresses the effect of outstanding trade orders and preliminary injury trade determinations on the Bank’s financing. The Bank is prohibited from providing any loan or guarantee to an entity for the resulting production of substantially the same product that is subject of a countervailing duty or anti-dumping order under title VII of the Tariff Act of 1930 or a determination under title II of the Trade Act of 1974. In the case of countervailing duty or anti-dumping orders, the prohibition applies to each country or firm that is the subject of the final order. The Bank is also directed to establish procedures, within 60 days after enactment of this bill, regarding loans or guarantees provided to any entity that is subject to a preliminary determination of a reasonable indication of material injury under title VII of the Tariff Act of 1930.

Conference Agreement

The Senate recedes with an amendment relating to investigations under title II of the Trade Act of 1974 regarding transactions over $10 million that have been initiated by the President, the United States Trade Representative, the Committee on Finance of the Senate, or the Committee on Ways and Means of the House of Representatives or by the International Trade Commission on its own motion.

Requirement That Applicants for Assistance Disclose Whether They Have Violated Certain Acts; Maintenance of List of Violators

Senate Bill

The Senate bill contains no similar provision.

House Amendment

Section 22 of the House amendment requires an applicant for assistance from Ex-Im to disclose whether they have been found by a court of the U.S. to have violated the Foreign Corrupt Practices Act, and require Ex-Im to maintain a list of persons who have violated such Act.

Conference Agreement

Conference accepts with an amendment to include the Arms Export Control Act, the International Emergency Economic Powers Act, or the Export Administration Act. Violations of the enumerated Acts must have occurred in the proceeding 12 months of any new application and the finding must be made by a title III court of the United States. The Bank will maintain, in cooperation with the Department of Justice, a record for not less than three years of applicants so found to have violated any of the Acts.

SENSE OF THE CONGRESS

Senate Bill

The Senate bill contains no similar provision.

House Amendment

Section 23 of the House amendment expresses the sense of Congress that the Ex-Im Bank should have available a detailed assessment of potential human rights impact of the proposed project when considering a project worth $10 million or more.

Conference Agreement

The Senate recedes to the House Inspector General of the Import Export Bank

Senate Bill

Section 7 of the Senate bill establishes an Inspector General of the Export-Import Bank and included provisions relating to the Export-Import Bank’s audit committee.

House Amendment

The House amendment contains no similar provision.

Conference Agreement

The House recedes with an amendment removing the audit committee provisions.

ADDITIONAL PROVISIONS ADOPTED BY THE CONFERENCE

The Conferences agree to the following additional provisions related to the Senate bill and House amendment.

First, the Conferences agree to amend Section 2(b)(1)(B) of the Export-Import Bank Act of 1945, the Chafee Amendment, and provisions of the Bank’s charter in order to add the enforcement of the Arms Export Control Act, the Foreign Corrupt Practices Act, the International Emergency Economic Powers Act, or the Export Administration Act to its provisions.

Second, the Conferences agree to add a provision commemorating the contributions of John Robson to the United States and to the Export-Import Bank.

PROVIDING FOR CONDITIONAL RECESS OR ADJOURNMENT OF SENATE AND CONDITIONAL ADJOURNMENT OF HOUSE OF REPRESENTATIVES

The Speaker pro tempore (Mr. Simpson) laid before the House the following privileged Senate concurrent resolution (S. Con. Res. 118) providing for a conditional adjournment or recess of the Senate and a conditional adjournment of the House of Representatives.

The Clerk read the Senate concurrent resolution, as follows:

S. CON. RES. 118
Resolved by the Senate (the House of Representatives concurring), That when the Senate recesses or adjourns at the close of business on any day from Thursday, May 23, 2002,
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through Saturday, May 25, 2002, or from Tuesday, May 28, 2002, through Friday May 31, 2002, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 12:00 noon on Monday, June 3, 2002, or Tuesday, June 4, 2002, or until such other time on either of those days as may be specified in the motion to recess or adjourn, or until Members are notified to reassemble pursuant to section 2 of this concurrent resolution, whichever occurs first.

Sect. 2. The Majority Leader of the Senate and the Speaker of the House, acting jointly after consultation with the Minority Leader of the Senate and the Minority Leader of the House, shall notify the Members of the Senate and House, respectively, to reassemble at such place and time as they may designate whenever, in their opinion, the public interest shall warrant it.

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

Mr. ARMEY. Mr. Speaker, I ask unanimous consent that not with standing the concurrent resolution is concurred in.

Mr. TAYLOR of Mississippi. Mr. Speaker, I reserve the right to object.

The SPEAKER pro tempore. Does the gentleman with his reservation of objection?

Mr. TAYLOR of Mississippi. Yes, Mr. Speaker.

The SPEAKER pro tempore. Without objection, the Senate concurrent resolution is concurred in.

There was no objection.

The SPEAKER pro tempore. Without objection, the Senate concurrent resolution is concurred in.

There was no objection.

A motion to reconsider was laid on the table.

DISPENSING WITH CALENDAR WEDNESDAY BUSINESS ON WEDNESDAY, JUNE 5, 2002

Mr. ARMEY. Mr. Speaker, I ask unanimous consent that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, June 5, 2002.

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

There was no objection.

AUTHORIZING THE SPEAKER, MA JORITY LEADER, AND MINORITY LEADER TO ACCEPT RESIGNATIONS AND MAKE APPOINTMENTS NOTWITHSTANDING AD JOURNMENT

Mr. ARMEY. Mr. Speaker, I ask unanimous consent that notwithstanding any adjournment of the House until Tuesday, June 4, 2002, the Speaker, majority leader and minority leader be authorized to accept resignations and to make appointments authorized by law on the Senate side.

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

There was no objection.

APPOINTMENT OF THE HONOR ABLE CONSTANCE A. MORELLA TO ACT AS SPEAKER PRO TEMPORE TO SIGN ENROLLED BILLS AND JOINT RESOLUTIONS THROUGH JUNE 4, 2002

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC, May 23, 2002.
I hereby appoint the Honorable Constance A. Morella to act as Speaker pro tempore to sign enrolled bills and joint resolutions through June 4, 2002.

J. DENNIS HASTERT, Speaker of the House of Representatives.

The SPEAKER pro tempore. Without objection, the appointment is approved.

There was no objection.

SPECIAL ORDERS

The SPEAKER pro tempore. Under the Speaker’s announced policy of January 3, 2001, Mr. SIMPSON has a previous order of the House, the following Members will be recognized for 5 minutes each.

INCREASING THE NATIONAL DEBT

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Mississippi (Mr. TAYLOR) is recognized for 5 minutes.

Mr. TAYLOR of Mississippi. Mr. Speaker, I thank my colleagues who remain awake at 3 o’clock this morning, and for the folks who work for this House, I very much apologize for you keeping awake 5 minutes longer, but I do think that this House has hit what could possibly be the lowest low it has ever hit.

Two weeks ago, the House that claims to be for national security refused to give this Member a vote on whether or not we would prevent another round of base closures, because I think that is incredibly stupid and a waste of money. But what is so much worse than that is that, without an up-or-down vote, without having the guts, the courage, the fortitude, and may I say the honesty to say that you are increasing the debt limit by $750 billion, the House just voted to do so. You wrapped it in a package that would help the troops to the tune of $21 billion, but what you really have done is increased the debt limit and put our Nation another $750 billion in debt.

Let me tell you why I think that is bad. As of the end of last month, our Nation was $5,984,677,357,213.86 in debt. Sometimes that is just mind-boggling. But let us bring it back to reality. Let us bring it back to one lifetime. Let us bring it back to my daughter Sarah’s lifetime.

On the day she was born on Christmas, 1978, our Nation was less than $1 trillion in debt. We had gone through the Revolutionary War, the War of 1812, the Mexican-American War, the Civil War, the Spanish-American War, World War I, World War II, the Korean War and the Vietnam War.

We built the interstate highway system. St. Lawrence Seaway. We have done so many good things for the citizens, and we managed to do it and borrow less than $1 trillion. But when Ronald Reagan became President, made the promise that we could somehow cut taxes and increase spending and it is all going to work, in a Democratic House, a Republican Senate, a Republican President. By the end of those 8 years, he had doubled the national debt to $2 trillion. That is a fact. And he never lost a veto vote. If he thought it was that bad a deal, he could have vetoed those bills and all would have won, but he did not, and that is a fact.

So what we have now 22 years later is $5 trillion more debt. What is really bad about that debt is folks back home, when you tell them, they say, where does my tax money go? They think it goes to food stamps or they think it goes to welfare, and they are absolutely appalled when we tell them it is squandered on interest on the national debt, $1 billion a day. It does not educate a kid. It does not defend the country, it does not pave a highway. It is just squandered, and a third of that money goes to German and Japanese lending institutions. Mr. Speaker, $100 billion a year leaves this country in interest payments to German and Japanese lending institutions.

So where does it stop? I believed you guys. I really did. I believed the Republicans when they said give us a chance to govern and we will balance the budget, but you lied to me. You were given a chance to govern, and you balanced the budget for 1 year and then you went crazy on tax breaks, because that is where the campaign contributions are. That is what this is all about. Have the honesty to admit it. You passed a so-called death tax repeal because that is where the campaign contributions are. So you reduced revenues, you increased spending, and you are somehow surprised that in 12 months you have increased the national debt by $323,329,559,211.21. And what makes me mad, this son of a television salesman, is that my kids have to pay that bill. I do not like you sticking my kids with your bills.

I am for the troops. I did not ask for the Committee on Armed Services; I begged for it. I chose that committee because that is the best way I can serve them. But the best way I can serve these kids in Afghanistan is not asking them to serve their country and then sticking them for the bill for this war when they get home and their kids with this bill for the rest of their lives.

The SPEAKER pro tempore (Mr. SIMPSON). Under a previous order of the House, the gentlewoman from the District of Columbia (Ms. NORTON) is recognized for 5 minutes.
Mr. SCOTT addressed the House. His remarks will appear hereafter in the Extensions of Remarks.

Mr. HONDA addressed the House. His remarks will appear hereafter in the Extensions of Remarks.

Mr. UNDERWOOD addressed the House. His remarks will appear hereafter in the Extensions of Remarks.

Mr. FALEOMAVAEGA addressed the House. His remarks will appear hereafter in the Extensions of Remarks.

Mr. ARMEY. Mr. Speaker, pursuant to Senate Concurrent Resolution 118, 107th Congress, I move that the House do now adjourn.

The motion was agreed to.

The SPEAKER pro tempore. Pursuant to the provisions of Senate Concurrent Resolution 118 of the 107th Congress, the House stands adjourned until 2 p.m. on Tuesday, June 4, 2002. Thereupon, (at 3 o’clock and 3 minutes), pursuant to Senate Concurrent Resolution 118, the House adjourned until Tuesday, June 4, 2002, at 2 p.m.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker’s table and referred as follows:

7092. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency’s final rule—Pesticides; Tolerance Exemptions for Polymers (OPP-2002-2088; FRL-6834-2) received May 20, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7093. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency’s final rule—Pesticides; Tolerance Exemptions for Minimal Risk Active and Inert Ingredients (OPP-2002-4800; FRL-6834-8) (RIN: 2070-AC18) received May 20, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7095. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency’s final rule—Approval and Promulgation of State Air Quality Plans for Designated Facilities and Pollutants; Pennsylvania; Control of Emissions from Existing Hospital/Medical/Infectious Waste Incinerators [PA-131-4090a; FRL-2205-6] received May 3, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.


7101. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Japan (Transmittal No. DTC 91-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7102. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to the Philippines (Transmittal No. DTC 102-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7103. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to the Dominican Republic (Transmittal No. DTC 038-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7104. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Japan (Transmittal No. DTC 91-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7105. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Japan and South Korea (Transmittal No. DTC 29-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7106. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Japan and South Korea (Transmittal No. DTC 91-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7107. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to India (Transmittal No. DTC 89-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7108. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to the United Kingdom (Transmittal No. DTC 47-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7109. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Mexico (Transmittal No. DTC 055-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7110. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to Korea (Transmittal No. DTC 95-02), pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7111. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service’s final rule—Weighted Average Interest Rate Update (Notice 2002-26) received March 13, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7112. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service’s final rule—Taxpayer Identification Number Rule Where Taxpayer Claims Treaty Rate and Is Entitled to an Unexpected Payment (Reg-159079-01) (RIN: 1545-BA38) received May 13, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.


7114. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold commercially under a contract to the United Kingdom (Transmittal No. DTC 25-02), pursuant to 22 U.S.C. 2778(c); to the Committee on International Relations.

7115. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency’s final rule—Effluent Limitation Guidelines and New Source Performance Standards for the Municipal Wastewater Treatment Development Category (FRL-7217-1) (RIN: 2040-AD2) received March 20, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7116. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service’s final rule—Relief From Internal Revenue Code Late Filer Penalties (Notice 2002-23) received March 13, 2002, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[May 24 (legislative day of May 23), 2002]

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 93. Resolution authorizing further consideration of the bill (H.R. 4775) making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes (Rept. 107–486). Referred to the House Calendar.

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 3335: Mr. UNDERWOOD.
H.R. 4374: Ms. CARSON of Indiana, and Mrs. THURMAN.
H.R. 4757: Ms. DeGETTE.

H.R. 4777: Mr. Baird, Mr. Becerra, Mr. Rush, Mr. Weiner, Mrs. McCarthy of New York, Mr. Owens, Mr. McDermott, and Mr. Meeks of New York.

DISCHARGE PETITIONS—ADDITIONS OR DELETIONS

The following Members added their names to the following discharge petitions:

Petition 4, by Mr. CUNNINGHAM on House Resolution 271: BRAD CARSON, JAMES A. BARCIA, JIM TURNER.
JEWELENE SPENCER: A DIAMOND IN THE CLASSROOM

HON. JAMES A. BARCIA
OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. BARCIA. Mr. Speaker, I rise today to honor my good friend, Jewelene M. Spencer, as she prepares to retire after 40 years as an educator, the past 32 of which were spent with Oscoda Area Schools. Jewel’s dedication and demand for excellence has made her an in- valuable part of the school system and the entire community for many years. Her influence in the classroom will be sorely missed.

Jewel has always set high standards for herself, her colleagues and her students. Her faithful adherence to those standards has certainly been a key to her own teaching success. More importantly, however, she has provided the launching pad for many of her former students to soar to great heights. Her storied tenure has left its mark on all those who have had the privilege and opportunity to experience her teaching, whether as a student or as a fellow educator.

Over the years, Jewel has earned many awards and honors for her achievements, including recognition in “Who’s Who Among America’s Teachers,” an “Excellence in Education” certificate from the Oscoda Area Schools Board of Education and a nomination as “Educator of the Year” for the Oscoda Area Schools. In addition, her deep sense of obligation to the future of young people has led her to serve as National Honor Society advisor and on various committees.

Jewel also eagerly embraced her responsibility as a caretaker for the teaching profession. Jewel has always sought to find better methods to pass on the lessons she has learned in her career. She also has been a strong advocate for the teaching profession by serving in several leadership roles in the National Education Association, the Michigan Education Association and at the local level. Her husband, Howard; their son, Tyrone; and their daughter, Sabrina; also deserve our gratitude for the sacrifices they made so that Jewel could reach out to others.

Finally, Mr. Speaker, I wish to praise Jewel for giving so much of her time and enormous talent to ensuring our young people reach for the stars. Her former students undoubtedly will remember and point to Jewel their inspiration. I ask my colleagues to join me in expressing gratitude to Jewelene Spencer for giving our children the gift of education and for teaching them the value of hard work. I am confident she will continue to inspire and teach all those around her.

IN HONOR OF COLORADO PRESERVATION, INC.

HON. MARK UDALL
OF COLORADO

IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. UDALL of Colorado. Mr. Speaker, I rise today to recognize the important and continuing contributions that Colorado Preservation, Inc. has made to history and archeological preservation in Colorado.

Too often our communities can lose their history in pieces, not realizing until it is gone just what they have lost. Colorado Preservation, Inc. works to keep that from happening in our state. And it is very appropriate to recognize their many contributions in May, because that is officially Colorado Archeology and Historic Preservation Month.

Colorado has become a world-class destination for people around the country and around the world who come here to visit and often to make our state their new home. With them they bring many diverse cultural heritages. We welcome this diversity with open arms—and, at the same time, we recognize the importance of preserving the things that have shaped our history and that are uniquely Colorado. It becomes even more critical that we take care to ensure the survival of our historic buildings and archaeological sites. We have to honor the culture that live among us, the buildings of our heritage even if they have outlived their original purpose, and landmarks of our history even if they are painful.

Colorado Preservation, Inc. has worked tirelessly to ensure these important cornerstones of our history remain available for generations to come. Here are some examples:

At Camp Apache in Granada thousands of Japanese Americans were exiled during WWII for fear of espionage. This site should be preserved as an important reminder of our nation’s tragic internment history. The Shield Rock Art Site in Rio Blanco County dates back to 1200 AD. This site contains some of the oldest Native American pictographs and petroglyphs in Colorado. The Bradford Perley House in Jefferson County is one of the more impressive historic buildings in our state. The sandstone mansion was once a Civil War recruiting station. Colorado Preservation, Inc. hopes to use the site to educate young people about its unique place in Colorado history and is working to raise funds for an archeological study and master plan to preserve the site for the most optimal future use.

As Colorado Preservation, Inc. often says, “it is vital that we remember the future by preserving the past.” Mr. Speaker, I ask my colleagues to join with me in thanking Colorado Preservation, Inc. for all of the good and important work they do for Colorado.

ADM. JAMES M. LOY’S RETIREMENT

HON. FRANK A. LOBIONDO
OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. LOBIONDO. Mr. Speaker, I rise today to honor a very special patriot who has committed his entire career to the mission of defending America. Admiral James M. Loy, commandant of the United States Coast Guard, is retiring from duty at the end of May and will bring to a close his remarkable 38-year career.

Admiral Loy, a 1964 graduate of the Coast Guard Academy, spent much of his career on the water. He served aboard a number of Coast Guard cutters and commanded a patrol boat during combat in Vietnam. His experience comes from duty on the front lines, teaming the Coast Guard’s traditions and missions from those who served before him, carrying on a tradition that stretches back to 1790. For his service, Admiral Loy has been awarded a number of decorations including two Department of Transportation Distinguished Service Medals, four Coast Guard Distinguished Service Medals, the Defense Superior Service Medal, two Legion of Merit awards, the Bronze Star with Combat “V,” the Meritorious Service Medal, the Coast Guard Achievement Medal, the Ribbon as well as other unit and campaign awards. This recognition denotes a fine service career in and of itself, but James Loy still had much to give the Coast Guard and America.

While a very experienced sea-going officer, Admiral Loy has also distinguished himself on land as well, earning two masters degrees and winning recognition for himself and for the service through his duty as Commander of the Eighth Coast Guard District, the Chief of Personnel and Training, Commander of the Atlantic Area and as Coast Guard Chief of Staff before becoming Commandant in 1998. His leadership has helped transform the Coast Guard and improve the service’s readiness to serve effectively well into the 21st Century. He has been a vocal and effective advocate for the Coast Guard and for America’s need to keep our shores, ports and waterways safe for the maritime industry and for the millions of Americans who enjoy boating and fishing on our waters. He has also been able to look ahead at the new challenges facing America today. Because of Admiral Loy’s leadership and foresight, the Coast Guard was able, during the terrible days of September 2001, to coordinate and carry out the evacuation of 1 million people from Lower Manhattan and to immediately send recovery teams to New York and Washington while putting in place a security cordon around our nation’s port cities. His leadership and the efforts of the Coast Guard from September 11th up until today demonstrate a living example of the Coast Guard’s motto Semper Paratus—Always Ready.
Mr. Speaker, I rise today as Chairman of the House Coast Guard and Maritime Transportation Subcommittee to congratulate Admiral James M. Loy, Commandant of the U.S. Coast Guard on his magnificent career and to thank him for his long service to America. Admiral, we wish you and your wife Kay every happiness as you begin this new posting and thank you both for your dedication to service and duty.

IN RECOGNITION OF MATTHEW F. RYAN, PRINCIPAL OF THORNDYKE ROAD ELEMENTARY SCHOOL

HON. JAMES P. McGOVERN
OF MASSACHUSETTS
IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Mr. McGOVERN. Mr. Speaker, I rise today to pay tribute to Matthew F. Ryan, Principal of Thorndyke Road Elementary School, Worcester, Massachusetts. Mr. Ryan has been an educator in the Worcester Public Schools for past 36 years, and he is retiring at the conclusion of the school year.

During his distinguished career with the Worcester Public Schools, Mr. Ryan has served as a teacher, guidance counselor, and principal to thousands of students across the City of Worcester. Indeed, as principal of Thorndyke Road Elementary School, Mr. Ryan worked diligently to instill pride in his school, boosted its reputation and academic achievements, welcomed parent involvement, and most importantly developed a school climate that fostered respect and encouragement for each student. His pasting accomplishment is the construction of the Thorndyke Neighborhood Trail, which will be dedicated on May 31, 2002.

Mr. Ryan is also deeply involved in the Worcester community. As a member of St. George’s Catholic Church, Mr. Ryan is an active participant of the Diocesan Peace and Justice Committee as well as the Faith Into Action Homeless Task Force.

Mr. Ryan graduated from Worcester State College, received a Master’s Degree from Assumption College, and was a Jacob Hiatt fellow at Harvard University’s Graduate School of Education. In addition to his educational and professional accomplishments, Mr. Ryan is the father of five and grandfather of four.

Mr. Speaker, I am certain that the entire House of Representatives joins me in congratulating Mr. Ryan on his long career of service to the Worcester Public Schools, and wishes him the best of luck in retirement.

RAISING THE DEBT WITHOUT A DEBATE

HON. MICHAEL M. HONDA
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Mr. HONDA. Mr. Speaker, due to their poor economic planning, today Republicans are attempting to increase the yearly debt ceiling, which results in the Federal government can borrow—not through a direct, democratic vote—but by slipping it quietly into the Supplemental Appropriations bill. They’re not specifying how much they want, they’re not telling us how they plan to spend it, and most importantly, they’re not telling us how they plan to pay it back.

Every Member in this body knows that an increase in the debt limit has a monumental impact on our economy. However, under this Republican proposal, there is no chance to debate or offer alternatives to one of the most important decisions made by this Congress. The state of our economy affects the lives of all American families and businesses, not just today, but especially in future years as the Baby Boomers begin to retire. However, what we know today is that the federal government is in a deficit, and $4 trillion of the surplus has disappeared in one year—the largest fiscal reversal in our nation’s history.

Mr. Speaker, before approving a substantial increase in our borrowing authority, Congress has an obligation to review our long-term budget policies in light of the dramatic reversal in our nation’s fiscal condition. We should not, as the Republicans are proposing today, blind-ly pile debt onto future generations. It is fiscally irresponsible.

VIRGINIA A. SLOAN: TEACHING THE JOY OF READING

HON. JAMES A. BARCIA
OF MICHIGAN
IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Mr. BARCIA. Mr. Speaker, I rise today to honor Virginia A. “Ginny” Sloan upon the occasion of her retirement after 31 years as an educator, all of them for the Oscoda Area Schools. Ginny deserves high praise for her devotion to teaching and her passion for ensuring every student left her classroom equipped with more than just the basic reading skills necessary for a productive life.

Ginny has always recognized the importance of reading as the one educational skill upon which all other learning is based. Throughout her tenure, she continuously sought to improve the methodology and the mechanisms for teaching reading. She was instrumental in establishing and developing the school district’s “Right to Read Program;” and its “Secondary In-Service Reading Program.”

Ginny also was a driving force in curriculum development for the district, most notably her work on a committee that reviewed Language Arts texts and materials for elementary grades.

Ginny’s pioneering efforts and innovations were vital to implementing a suitable curriculum as the backbone of Oscoda’s excellent school system. So many of the hours and effort put forth by Ginny took place long after the work day had ended. It is difficult to fully grasp the commitment of time and energy made by dedicated teachers such as Ginny Sloan, but their families understand. Ginny would be the first to acknowledge that the accommodations made by her husband, Jim, and their family, played an important role in her success.

Achieving success in the teaching profession often comes without much recognition or reward. Ginny earned an “Excellence in Education” certificate from the Oscoda Area Schools Board of Education and was recognized for 8th Grade achievements on the Michigan Educational Assessment Program test. However, those awards serve as only a small measure of her value as a school teacher. The true yardstick of her success is the gift of learning she bestowed upon her students, something that can never be taken away from them.

Finally, Mr. Speaker, I wish to pay tribute to Ginny for all that she has done for students, teachers and the entire community. Top-notch educators like Ginny Sloan are all too rare. I ask my colleagues to join me in congratulating Ginny Sloan for a job well-done and in wishing her a successful and enjoyable retirement.

TRIBUTE TO JACK KOSZDIN AND GEORGIA MERCER

HON. HOWARD L. BERMAN
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Mr. BERMAN. Mr. Speaker, I rise today to join the Hillel Councils of CA State Northridge University (CSUN) and Valley and Pierce Community Colleges in paying tribute to my good friends, Jack Koszdin and Georgia Mercer, who are being honored this evening at Hillel’s Gala Dinner.

Jack Koszdin and Georgia Mercer are very special people who have generously given their time, effort and dedication to Hillel and to our community as a whole. Jack is a practicing attorney with whom I had the privilege of practicing law for nearly six years. He is one of the most skilled and knowledgeable practitioners in the field of worker’s compensation in the entire country and is a relentless defender of the judicial rights of our labor force. Before entering the legal field as an attorney, Jack was a great teacher with a huge heart and a wonderful sense of humor. He counts teaching at UCLA and serving as a law a professor at the University of West Los Angeles among his many accomplishments.

Jack is continually striving to resolve issues in our educational and has been a member of the Board of the San Fernando Valley Child Guidance Clinic and one of the Board of Directors of the Cerebral Palsy Association. He has been a legal advisor to the Valley Labor Political Education council and has held numerous prestigious judicial positions including Judge pro Tem of the Workers’ compensation Appeals Board and Municipal Judge Pro Tem for the San Fernando Valley. He also participates in the State Insurance Commission Study of Workers’ Compensation and Medical Benefits.

Georgia has more than 25 years of experience in education, communications and public affairs. Her accomplishments are legion and her energy boundless. She now serves as the Chair of CSUN’s Hillel’s Board of Directors as well as on the Boards of the CSUN Foundation, Vista Del Mar Child and Family Services, Valley Trauma Center, Valley Alliance of the Jewish Federation Council, and Friends of the Family. She is also an elected and distinguished member of the Community Board of Trustees. As President of this Board from 2000-2001, she led a campaign for a $1.2 billion facilities bond measure for upgrading the modernizing all nine college campuses that ultimately won 67% voter approval. Georgia is a gifted and dedicated activist who knows how
NEW YORK’S YMCA CELEBRATES ITS 150TH BIRTHDAY

HON. EDOLPHUS TOWNS
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. TOWNS. Mr. Speaker, I rise in honor of the YMCA of Greater New York in celebration of its rich and vital 150 year history.

Throughout its history, the “Y”, as many of us know it, has spanned three distinct historical periods. The first, from 1852–1902, is marked by the commitment to help newcomers to the city and the creation of programs of social change to help groups impacted by war, population shifts and industrial changes. The New York “Association” was staunchly abolitionist and formed a committee to minister to soldiers in camps and hospitals, and on the battlefields of the Civil War. After the War, new YMCA programs were started for African Americans, railroad workers and young boys from urban centers.

From 1902–1952, the YMCA expanded its scope to all areas of public life and affairs, and women became members. Racial integration to all areas of public life and affairs, from urban centers.

As I stated on that day, the Hellenic community, as every community in New York and worldwide, was hit hard by that travesty of 9/11.

Fortunately, we have members of the Fire Department, Police Department, Port Authority, military and other volunteers who will continue to lead this war and to protect us on the homeland and abroad. They are lead by Captain John Casamatis, Nicholas Biancoviso (NYPD), Thomas Marks and John Casamatis, Nicholas Biancoviso (NYPD), with what was happening on the morning of September 11th, the 102nd Fighter Wing of the Massachusetts Air National Guard, located at Otis Air National Guard Base, has assumed its position as the tip of the spear in defense of the nation’s skies. Known as the Minute-men, in honor of their Revolutionary War forefathers, the 102nd became the nation’s first airborne responders when it scrambled two F–15s just six minutes after being informed of the hijackings. Within the first hour, the wing launched six armed aircraft on Combat Air Patrol over New York City and Boston. Incredibly, with significantly fewer pilots and maintainers than their active duty counterparts, the 102nd generated, loaded and accepted fourteen aircraft in less than seventeen hours for around-the-clock combat operations. As a result of its ability to respond so quickly and effectively, the 102nd Fighter Wing became the country’s lead air defense squadron for Operation Noble Eagle.

In the first three days of the national crisis, the 102nd flew forty-six sorties and better than 160 hours protecting every major city in the Northeast Air Defense Sector. During this period, the 102nd was the country’s sole clearance and identification authority and their flawless execution expedited the flow of medevac
and recovery aircraft to the World Trade Center site. By day sixteen, the squadron had tripled its alert commitment, flying 144 sorties totaling 450 hours, and expanded its area of responsibility to include the entire mid-Atlantic coast.

From September 11th until receiving orders to stand down on February 1, 2002, the 102nd Fighter Wing flew a total of 770 sorties, compilling over 3200 hours in direct support of Operation Noble Eagle and Combat Air Patrols over New York, Washington DC, and Boston. During this month-long period, the unit came close to surpassing their annual flying hour allocation and witnessed an astounding 300 percent increase in operational tempo. The operation tempo increase included such tasking as escorting Air Force 1 and Air Force 2, providing air support when the President tasking as escorting Air Force 1 and Air Force 2. The operation tempo increase included such tasking as escorting Air Force 1 and Air Force 2, providing air support when the President

The operation tempo increase included such tasking as escorting Air Force 1 and Air Force 2, providing air support when the President

Especially noteworthy was the twenty-four hours a day, seven days a week aspect of the operation. For major aircraft maintenance can be accomplished during non-flying periods, and all maintenance personnel can concentrate on fixing the jets instead of flying. Naturally, this is not possible with an around-the-clock flying commitment. However, the 102nd sorties rose to the challenge and were able to provide fully mission capable aircraft that enabled the squadron to meet 100 percent of its Combat Air Patrol and alert tasking. If that were not amazing enough, in addition to fulfilling its own missions, the 102nd, as a result of the superior maintenance efforts, were able to fill in for other units when those units could not meet their tasking.

When you take into account the accomplishments of the unit during this period, you cannot help but have a deep sense of honor and appreciation for the 1000 men and women that make up the 102nd Fighter Wing. No single flying operation has ever been tasked with this level of responsibility for such a long period of time. Make no mistake; every American owes each one of these citizen air-men and women a debt of gratitude to them for their hard work, dedication and tireless commitment to ensuring the operational success of each and every mission.

Earlier this month the 102nd’s achievements were properly recognized when the wing was selected as the 2002 recipient of the Winston P. Wilson Trophy, given to the country’s most outstanding Air National Guard fighter unit. Additionally, the 102nd is a finalist for the 2002 Hughes award, which recognizes the top fighter unit in the entire United States Air Force. The enormous tasks and extraordinary commitment to duty demonstrated this year by the unit were without equal and it is this Member’s opinion the 102nd Fighter Wing is deserving of this honor as well.

Mr. Speaker, in closing, let me say that even before the events of September 11th, the men and women of the 102nd Fighter Wing personified the true meaning of patriotism. The Fighter Wing has a long and distinguished history of service to the people of Massachusetts and the nation. I am extremely honored to have the 102nd Fighter Wing in my state and part of my district. I know that when the nation called for its most capable fighters to protect America’s skies, the 102nd Fighter Wing responded in true Minuteman fashion. It is my hope that Congress will acknowledge the tremendous efforts of the 102nd Fighter Wing by considering and ultimately passing this resolution.

GOLDEN ANNIVERSARY OF THE GUAM SOCIETY OF AMERICA, INC.

HON. ROBERT A. UNDERWOOD
OF GUAM
IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Mr. UNDERWOOD. Mr. Speaker, as the nation marks the nineteenth anniversary of the city of Tokyo’s original gift of 3,000 cherry trees to the people of Washington, D.C. in 1912, I also would like to take the time to recognize the fiftieth anniversary of an organization centered around the annual celebration of the National Cherry Blossom Festival. Fifty years ago this year, the Guam Territorial Society was organized under the Congressional charter to the Conference of State Societies. The advent of this organization brought together former residents of Guam living in Washington, D.C. and the suburbs of Virginia and Maryland. A special venue for these people was made available to gather through receptions, dinners, picnics, and a host of other events. Since its inception, the society and its members have been responsible for making sure that Guam was represented by a princess in the National Cherry Blossom festival. On two instances, the Guam princesses were crowned National Cherry Blossom Queens—Angela Alley in 1982 and Tanya Monique Manibusan in 1993. Its affiliation with the National Conference of State Societies (NCSS), enabled two of the organization’s past presidents to become NCSS presidents. General Frank Torres as NCSS president during the 1974–75 term while Mr. William Barbee, Jr. Served during the 1986–87 term. Along with its NCSS affiliation, the society has been an active participant of the National Organization of Pacific Island Association (NOPIA) and the Asian Pacific American Heritage Council (APAHC). For years, it has hosted the annual Pacific Night reception which brings together the various nations from the Pacific region. In addition, the society has supported and established a working relationship with Chamorro Clubs all over the United States and abroad.

The society’s commitment to Guam and its people is strongly manifested by the assistance and support it extends to the office of the delegate of Guam, the offices of the governor and lieutenant governor of Guam, the Guam Legislature, and the many men and women in the United States Armed Forces. An instrument in bringing people from Guam together, the society hosts the largest Chamorro gatherings in the East Coast during Memorial Day, Liberation Day and the Annual Chamorro Night Ball. Its members put together annual children’s Christmas parties for member’s children and their guests and holds receptions for the Guam Close-Up kids who come to visit our nation’s capital.

In 1986, the Guam Territorial Society was reorganized to become the Guam Society of National Country Stock (GSA). The organization’s name might have undergone a slight change but its commitment to Guam, its people, its culture and its traditions has endured. It has since organized Chamorro Language classes and has established a scholarship fund. The annual Guam Society of America Golf Tournament is a fundraising event that goes towards these worthwhile efforts.

GSA promotes Guam’s age-old tradition of placing high regard upon unity and blessings we enjoy today were made possible through their labors and their guidance. It is with great pride and pleasure that I join the society’s endeavor this year to honor our marianas. Along with the society’s principal organizer, the Honorable Carlos Taitano, special individuals from the D.C. area such as Jose and Bride Bamba, Roman Benavente, Juan and Matilde Cruz, John Flores, Bridida Lizzama, Margarita S. Perez, Joseph and Margaret Sablan, Isadora Tallman, Jose Tallman, Vicente Torres, George and Rosita Eustaquio, my predecessor, Ben Blaz, and his wife, Ann, possess the wisdom and pass along the knowledge regarding our culture and traditions on Guam.

For the past fifty years, the Guam Society of America has developed into a unique civic and social club for individuals in the National Capital region who have retained ties to the island of Guam. The society and its members have brought together friends and through its efforts towards the preservation and promotion of Chamorro culture. As the Guam Society of America celebrates its golden anniversary, we also take the honor to thank our marianas—esteemed individuals who have laid the foundations and through whose leadership and guidance the society is able celebrate this milestone today. I also commend Linda Perez, the society’s president, Cindy Atoigue, its vice president, Annie Rosario, its secretary and Director, its treasurer with and the society’s many members made this celebration possible. On behalf of the people of Guam, I commend and congratulate the Guam Society of America, its members, and, most especially, the manana. The past fifty years have been fruitful, rewarding and beneficial to the friends of Guam in the National Capital region. My wife, Lorraine, and I wish the society many more such years.

IN HONOR OF THE 65TH ANNIVERSARY OF WAKE ROBIN GOLF CLUB, INC.

HON. ELEANOR HOLMES NORTON
OF DISTRICT OF COLUMBIA
IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Mr. NORTON. Mr. Speaker, I rise today to acknowledge the 65th Anniversary of Wake Robin Golf Club, Inc. In noting this milestone, I am particularly pleased to honor the outstanding contributions that the Wake Robin Golf Club, Inc. has made to increase the involvement of African Americans in golf.

Since its beginning in 1937, the Wake Robin Golf Club, Inc. has made many important contributions to expand opportunities for African Americans, particularly for women, in the District of Columbia and our nation. In 1938, members of the Wake Robin Golf Club, Inc. drafted a petition to the Secretary of the Interior requesting the desegregation of public golf courses in Washington, D.C. Three years later, the House of their great persistence and energy, the Secretary issued an order honoring this courageous and groundbreaking request.
Members of the Wake Robin Golf Club, Inc. worked alongside other minority clubs to encourage the Professional Golf Association to abandon its “Caucasian-only” rule for eligibility, until the PGA finally integrated. The club also helped to organize the United Golfers Association, which hosted tournaments throughout the country for ster for ster American golf professionals, including Ted Rhodes, Charlie Sifford and Lee Elder. This country needs many more cutting edge organizations to follow the extraordinary example of Wake Robin Golf Club.

The Wake Robin Golf Club, Inc. ended and prospered while its members fought to end the exclusionary practices in golf. Today, there is still no fancy clubhouse, no driving range, no practice putting green, and no home golf course for members. But the club membership continues to grow with over 50 active members who play weekly in the Washington area. There are weekend matches, monthly tournaments, a five year incremental anniversary tournament and a club championship.

Mr. Speaker, I ask the House to join me in honoring the Wake Robin Golf Club, Inc., whose dedicated and unwavering leadership has made and continues to make a significant impact on African American golf players.

CONCURRENT RECEIPT PART II

HON. DARLENE HOOLEY OF OREGON

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Ms. HOOLEY of Oregon. Mr. Speaker, most of this body is aware of the so-called concurrent receipt penalty affecting our military retirees with service-connected disabilities. While Congress has undertaken gradual steps to remedy this situation, numerous veterans in my home state of Oregon have contacted me about a situation which I feel is equally unfair.

With the conclusion of the Cold War, the Department of Defense employed numerous separation programs to comply with Congressional mandates and decrease the number of active military personnel. The DoD implemented the Special Separation Benefit (SSB), and the Variable Separation Benefit (VSI) which were both designed to award service members and women with immediate compensation in return for early retirement from the Armed Services.

What many of these servicemen and women did not know is that by agreeing to leave active duty and accept the SSB or VSI payment, they were effectively signing away the right to receive future service-connected disability payments from the Veterans Administration. As it currently stands, any service member who accepted the SSB payment and is diagnosed with a service-connected disability must repay their payment in full before he or she can receive disability pay. Likewise, members who receive the VSI payment cannot receive the full disability payment to which they would otherwise be entitled.

I find this practice reprehensible. Many service-related disabilities might not become apparent for several months or years after separation. Consequently, everyone who made use of these programs could not have possibly known the way in which they would be affected by the offset provisions. What’s more, many service members made the decision to accept the separation pay only because the alternative would be an eventual, forced retirement.

To remedy this problem, I am introducing bipartisan legislation with my colleagues Congressman Richard Baker from Louisiana and Congresswoman Gabrielle Giffords from Arizona, which would revise current law and allow for full concurrent receipt of separation and disability pay. Additionally, I urge all of my colleagues to join us in ending this objectionable practice.

A TRIBUTE TO WTC WORKERS

HON. EDOLPHUS TOWNS OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Mr. TOWNS. Mr. Speaker, I rise in honor of the heroic people who have dedicated so much to the clean up of the “Ground Zero”. I am pleased that the House passed H. Res. 424 to bring recognition to their sacrifice.

No one will ever forget the horrible events of the morning of September 11, 2001. It seems like just yesterday that I could look across the river from my district in Brooklyn and see those two glistening towers watching over the city. In the course of a few hours, those symbols of strength and comfort would turn into over three thousand innocent lives lost and a pile of over 1.6 million tons of torn and twisted metal.

From the moment the towers were felled, hundreds of thousands of volunteers and professionals rushed to the scene without regard to their personal well-being. Many of those people stayed at the site for days with barely a moment’s rest. They were only interested in doing whatever they could help in the recovery effort. There was no thought of rest or personal safety as workers looked for potential survivors in the devastated area that we have come to know as “Ground Zero”. Many workers remained on site without any respirator equipment despite fires burning and toxic fumes surrounding them. After it became clear that it would not be possible to find anyone else alive, the workers remained on site as the search evolved from a rescue and recovery effort into a clean-up effort. Throughout the long hard work, the workers remained committed to their work and showing the families of the victims the respect that they deserve. Every victim that was pulled out of the devastation was given a ceremonial burial.

Mr. Speaker, the workers who have spent the last nine months at the WTC-site helped bring our country together. They showed all Americans how important it is to come together, and America responded. People from all across this great nation volunteered and donated whatever was requested. Our country was unified against a common enemy and for a common purpose. There is no way to repair the damage that was caused to our national psyche or our City’s glory on September 11. But the hard work and dedication of the “ground zero workers” has given us all hope for the future and an understanding of what is necessary to overcome our enemies.

As the clean-up operations draw to a close on May 30, 2002, I urge my colleagues to join me in honoring these truly heroic people who have given so much in the name of their fallen comrades and our national honor.

INTRODUCTION OF A BILL TO AMEND THE HIGHER EDUCATION ACT OF 1965 TO AUTHORIZE GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION SERVING ASIAN AMERICANS AND PACIFIC ISLANDERS

HON. ROBERT A. UNDERWOOD OF GUAM

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Mr. UNDERWOOD. Mr. Speaker, I rise today to introduce legislation that would provide higher education institutions serving a significant population of Asian American and Pacific Islander American (AAPI) undergraduate students federal funding opportunities. This legislation would authorize the Department of Education to designate Asian American and Pacific Islander Serving Institutions with an undergraduate enrollment of at least 10 percent AAPI students to improve their capacity to provide higher education opportunities to these populations.

Asian Americans and Pacific Islanders are one of the fastest growing minority populations in the United States, yet many are left behind in numerous programs which help minority students bridge the gaps to higher education attainment. Historically Title III and Title V of the Higher Education Act were established to aid colleges and universities to expand educational opportunities for financially needy and minority students. Currently, the Department of Education has the authority to designate minority serving higher education institutions for Historically Black Colleges and Universities, Hispanic Serving Institutions, American Indian Tribally Controlled Colleges and Universities, Native Hawaiian Serving Institutions, and Alaska Native Serving Institutions, but not for Asian Americans and Pacific Islanders.

Mr. Speaker, this legislation is long overdue and an important issue to Asian American and Pacific Islander communities across the nation. In the January 2001 Interim Report of the President’s Advisory Commission on Asian Americans and Pacific Islanders, the Commission recognized the need to establish a designation of Asian American and Pacific Islander Serving Institutions as a focus for outreach, employment recruitment, research, and program development. During a Congressional Asian Pacific American Caucus Summit on the Higher Education Status of Southeast Asians and Pacific Islanders held on May 18, 2001, the College Board and various federal officials identified a deficiency in the data collection and reporting of Asian American and Pacific Islander students. Their statements concluded that when data for subpopulations are disaggregated reported, the disparities in educational attainment increase dramatically and reveal that subpopulations with higher number of low-income households indeed have fewer opportunities for higher education.

My bill seeks to encourage higher education institutions to address this disparity by improving their capacity to serve these populations. I would like to take the opportunity to thank the original co-sponsors of this legislation, and...
I look forward to working with my colleagues on this important issue.

JUDY BEAL—SAN DIEGO’S LABOR LEADER OF THE YEAR!

HON. BOB FILNER
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. FILNER. Mr. Speaker, I rise to salute a remarkable woman from my hometown of San Diego, CA.

On Saturday, June 1, 2002, Judy Beal, President of the Communications Workers of America (CWA) Local 9509, will be honored as San Diego’s Labor Leader of the Year by the San Diego-Imperial Counties Labor Council.

While a native of National City, CA, in my Congressional District, Judy grew up in a small town 75 miles east of San Diego, Jacumba, CA. She earned her Associate Arts Degree in Criminal Justice Administration at San Diego City College, and then attended the George Meany Center for Labor Studies at Antioch University, earning a B.A. Degree in Labor Studies.

Judy began her career working for Pacific Telephone in El Centro, CA in 1964. Within two weeks of beginning her employment, she joined the Federation of Women Telephone Workers (FWTW) and became an active steward. While in El Centro, she worked with Cesar Chavez to organize migrant workers. She has also been actively involved in CWA. Judy has held many positions including Lobbyist, Organizer, Steward, District Steward, Assistant to the Chief Steward, Chief Steward and Local 9509 President for the past 6 years.

During her Union career, Judy has negotiated approximately 25 labor contracts, plant closure agreements, work share programs and wage re-openers. She has written training material and instructed classes for basic and advanced stewards, collective bargaining, organizing, and labor law for both, the National Labor Relations Act and the Railway Labor Act. She has lobbied in Sacramento, CA and Washington, DC for numerous bills pertaining to the needs of working families.

Judy is a staunch supporter of life long learning and has promoted education by constantly looking for new areas within the technical environment to offer training to members and their families.

Mr. Speaker, thousands of San Diegans enjoy a higher quality of life because of the efforts of Judy Beal—San Diego’s Labor Leader of the Year.

REQUESTING THE HOUSE TO HONOR BLACK LESBIAN AND GAY PRIDE DAY

HON. ELEANOR HOLMES NORTON
OF THE DISTRICT OF COLUMBIA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. NORTON. Mr. Speaker, I rise to pay tribute to Washington, DC’s 12th Annual Black Pride Festival, May 24 through May 27, 2002, and its organizer Black Lesbian and Gay Pride Day, Inc. (BLGPD).

BLGPD’s mission is to build awareness of and pride in the diversity of the Black lesbian, gay, bisexual and transgendered community, as well as to create a funding source and support for organizations that are addressing HIV/AIDS and other health issues adversely affecting the African American community. In keeping with this mission, this year’s Black Pride theme is: “A time to heal.”

Since its incorporation in 1991, Black Pride has grown from a single gathering on the Baneker High School Field to the largest Black Gay and Lesbian Festival in the world. Black Pride attracts attendees from every major urban area in the United States as well as participants from Canada, England, Germany, and the Netherlands. This year more than 10,000 people will participate in a four-day celebration, which includes over thirty different events including a Youth Party, a Wellness Expo and the first Black LGBT Film Festival to become part of the official schedule of events. Black Pride culminates Sunday with the DC Black Pride Expo at the Washington Convention Center.

The citizens of the District of Columbia and I feel a special affinity for any Americans who do not share the rights and privileges enjoyed by most citizens of the United States.

On Thursday, May 23rd at 2:30 PM, the Senate Governmental Affairs Committee will hold an historic hearing on the “No Taxation Without Representation Act of 2001.” My Lesbian, Gay, Bi-sexual, and Transgendered constituents feel the lack of a vote in the House most acutely. They bear the burdens of our democracy, yet they neither have complete access to its power to redress the injustices that befall Lesbian, Gay, Bisexual, and Transgendered Americans, nor do they have full power to redress those special injustices, which we suffer in the District of Columbia.

Furthermore, Congress has not yet protected sexual orientation from discrimination. Despite increasing reports of violence and physical and sexual abuse against Lesbian, Gay, Bi-sexual, and Transgendered Americans, Congress has not enacted protections against hate crimes. Congress must pass the Employment Non-Discrimination Act (ENDA). Congress must pass the Hate Crime Prevention Act. Congress must pass the Permanent Partners Immigration Act, which return full voting rights to the District of Columbia.

Mr. Speaker, I ask the House to join me in saluting the 12th Annual Black Pride Festival; its organizers, Black Lesbian and Gay Pride Day, Inc.; its sponsors; and the volunteers whose dedicated and creative energy make Black Pride possible.

TRIBUTE TO MICHAEL WALSH

HON. SANDER M. LEVIN
OF MICHIGAN
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. LEVIN. Mr. Speaker, I rise today to honor a friend and a distinguished member of the Michigan law enforcement community. Chief of Police, Michael Walsh, is retiring from the City of Clawson after over thirty years of service.

Chief Walsh took pride in keeping the city of Clawson safe and protected from his early days as a patrol office through his service as a Sergeant, Detective Lieutenant and finally as head of the department. During his tenure as Chief of Police, Walsh also served on the Board of Directors of the Oakland County Chiefs of Police, the Traffic Improvement Association and the Michigan Association of Chiefs of Police.

From the very beginning of his police service, Chief Walsh worked to not only fight crime, but to prevent it. He developed and implemented a school liaison program in order to deter youth from heading down the wrong path. He is also actively involved in the Clawson Community Anti-Drug Coalition.

Chief Walsh’s dedication to crime prevention reached far beyond the city of Clawson. In 1993 and 1994, I relied on his advice, and the advice of Chiefs of Police throughout Oakland and Macomb County, to shape federal crime legislation. With their input we were able to create a community-oriented policing program that would most effectively address the needs of suburban communities.

I am honored today to join with the residents of Clawson, the local elected leadership and law enforcement officials throughout Michigan in thanking Chief Walsh for his service and wishing him well in his next endeavor.

GUAM CONTRIBUTES TO THE UNITED NATIONS INTERIM ADMINISTRATION MISSION IN KOSOVO (UNMIK)

HON. ROBERT A. UNDERWOOD
OF GUAM
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. UNDERWOOD. Mr. Speaker, I would like to take this opportunity to recognize individuals from my home island of Guam who made contributions toward the United Nations (U.N.) peacekeeping effort in Kosovo. The United Nations Interim Administration Mission in Kosovo (UNMIK) was the result of the Security Council resolution 1244 authorizing the U.N. Secretary-General to establish an interim civilian administration in the war-ravaged province of Kosovo under the auspices of the U.N. Taking effect on June 10, 1999, the resolution called upon UNMIK to perform basic civilian administrative functions and promote the establishment of substantial autonomy and self-government in Kosovo. These foundations were laid toward the facilitation of a political process that was to determine Kosovo’s future status. UNMIK was also tasked to coordinate the humanitarian and disaster relief from international agencies as well as the reconstruction of key infrastructure. During this period it was a paramount goal to maintain civil law and order, promote human rights, and assure the safety and unimpeded return of all refugees and displaced persons to their homes in Kosovo. A significant role was played by the UNMIK International Civilian Police in the realization of these goals.

Unlike previous U.N. operations where the major task was to monitor various activities, the UNMIK police was required to maintain order and enforce the law. UNMIK was tasked with establishing and developing a professional, impartial and independent local police, called Kosovo Police Service (KPS). Temporal law enforcement was to be provided by
members of this international unit until such time when the local police is able to enforce laws and order according to international standards. For the past several years, however, the UNMIK police has been the only law enforcement unit in Kosovo.

Out of the almost five thousand members of the Kosovo Police Service, several individuals hail from my home island of Guam. These individuals—Bob Cruz, Marc Howard, Ferdinand Ibabao, Phil Leddy, Andy Pelacani, Joanne Oliva, Mark Riley, Jay Thornton, Ed Toves, Helen Viban, and Tracy Volta—made personal contributions toward establishing law and order in Kosovo. In addition to dealing with local crime, these individuals also assisted in providing security for people who are threatened by ethnic violence and political repercussions. Additional duties include the protection of U.N. officials assigned to Kosovo. Ferdinand Ibabao, a distinguished member of this group, won a citation for preventing a potential assassination attempt on an international judge who had earlier refused a bribe from a criminal defendant.

The work of UNMIK is commendable. Also deserving of note are the substantial contributions made by individuals from Guam to this humanitarian mission. In the performance of their duties, these men and women have brought credit to themselves and the people of Guam. I urge them to keep up the good work.

HONORING MARK S. HAYWARD

HON. PATRICK J. KENNEDY
OF RHODE ISLAND
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. KENNEDY of Rhode Island. Mr. Speaker, I rise today to pay tribute to a good friend and noteworthy Rhode Islander, Mark S. Hayward. Mark S. Hayward was appointed District Director of the Rhode Island Small Business Administration District Office in March 2000. He joined the Rhode Island District Office as Deputy Director in 1991 and served as the Acting District Director beginning in early 1999. As those of us in Congress know, the Small Business Administration is an independent agency with the goal of providing aid, counsel, assistance to small businesses. SBA protects the interests of small business preserving free competitive enterprise and strengthening our economy through help to small business persons.

Mr. Hayward is responsible for the management and delivery of the SBA’s financial and technical assistance programs for the state of Rhode Island. He has initiated and developed outreach programs to enhance the New Markets initiatives, including an expanded Minority Enterprise Development Week, Rhode Island Salute to Small Business, the largest event of its kind in the nation.

He began his career in federal service in 1982 and was appointed the U.S. Small Business Administration’s Acting Chief Council for Advocacy in 1990. He has also served our Nation through positions with the Environmental Protection Agency, and Department of Interior.

I ask the House of Representatives to join me today in commending Mark Hayward for his outstanding contribution to the Rhode Island small business community.

A TRIBUTE TO VICTORIA McMURRAY FOR 41 YEARS OF FEDERAL SERVICE

HON. NANCY PELOSI
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Ms. PELOSI of California. Mr. Speaker, I rise to pay tribute to Justice William A. Newsom as he is recognized by the San Francisco Forum as the “San Franciscan of the Year.” The San Francisco Forum, dedicated to preserving the cultural, social, and philosophical values of San Francisco, has made its selection by selecting Bill Newsom for this award. A man with a kind heart, diverse interests, and great abilities, Bill embodies the best of San Francisco.

A native of San Francisco, Bill earned his bachelor’s degree in French Literature from the University of San Francisco. Following graduation, he served for two years on active duty as a Second Lieutenant in the U.S. Army Artillery and then for four years on reserve duty as a First Lieutenant. While in the Reserves, he completed his law degree at Stanford University and then stayed at Stanford to receive a Master of Arts degree in English Literature.

His early career as a lawyer included time spent working as an Associate Attorney with Willick, Wheat, Geary, Adams, & Charles, with James Martin Macnissi, and with Getty Oil Italia, serving as in-house counsel for the corporation’s office in Rome. His responsibilities to the Getty Family would later include service as a Trustee for several of the family’s trusts and foundations. His current business, Newsom Associates, directs the personal business operation of his longtime friend, Gordon Getty.

Bill became an Attorney at Law in Tahoe City, California. He specialized in environmental litigation, and his clients included the Sierra Club, the League to Save Lake Tahoe, and the Audubon Society. After eight years in private practice, he was elected to the Superior Court of Placer County where he served as a member of the Juvenile Justice Commission and coordinated the creation of a county-wide child abuse prevention program.

His work in Placer County was highly regarded, and in 1978 he was appointed to be an Associate Justice of the California Court of Appeal at San Francisco. He was then elected twice to twelve-year terms. Bill served with distinction on the bench and earned a reputation for fairness, diligence, and his commitment to his principles.

Bill has also been an outstanding environmental champion. He is a Trustee for the Environmental Defense Fund, Sierra Legal Defense, the Sierra Club Foundation, and the Earth Justice Legal Defense Fund. He is a Director of The Wildlife Conservancy and the Mountain Lion Foundation.

Bill Newsom has been a wise judge, a trusted counselor, a great father, and a loyal friend. He is engaged in the issues of his day and always of service to his community. I am proud to join his daughter, Hillary, his son, Gavín, and the San Francisco Forum in saluting him.

HON. JERRY LEWIS
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. LEWIS of California. Mr. Speaker, I would like today to pay tribute to Victoria McMurray for her more than 41 years of service with the federal judiciary. Starting as a temporary bankruptcy clerk in 1961, Ms. McMurray has worked her way up to be chief deputy of operations for the Central District of California, U.S. Bankruptcy Court.

Nicky McMurray, as she is known to her friends and co-workers, began her service as a temporary clerk in the Riverside division, and was made a permanent clerk in 1962. She worked at every position in the office and was promoted to deputy-in-charge in 1974. She worked her way to become assistant chief deputy of operations for the Central District in 1986, while still serving as deputy in charge at the Riverside division.

In her current job, Ms. McMurray manages 65 deputy clerks, who support four federal bankruptcy judges and their chambers staff. She has been highly praised by many co-workers, from judges to clerks, for her efficiency, compassion, sensitivity and consideration for everyone who works in the district.

The Central District, which is largest bankruptcy court in the United States, was once ranked fifth worst among the 91 courts across the nation. Under Ms. McMurray’s leadership, it is now ranked second best. She has successfully managed two major relocations of the Riverside Division, as well as two technology conversions.

The Riverside Division under her direction has successfully completed a five-year Judicial Workload Equalization Program, pioneered hearings by video conference, and is now serving as a pilot project for digital court recording for the district.

Ms. McMurray has been an ex-officio member of the board of directors of the Inland Empire Bankruptcy Forum since 1993, and is a member of the Bankruptcy Study Group, the National Council of Bankruptcy Clerks, and the Federal Court Clerks Association.

Mr. Speaker, Nicky McMurray is retiring from the federal bankruptcy court system. I ask you and my colleagues to please join me in thanking her for those 41 years of dedicated public service, and wish her well in her future endeavors.

2002 GUAM BUSINESS HALL OF FAME LAUREATES

HON. ROBERT A. UNDERWOOD
OF GUAM
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. UNDERWOOD of Guam. Mr. Speaker, for the past decade, the Guam Business Hall of Fame has paid tribute to outstanding business leaders who have made positive contributions towards the economic growth of the island of Guam. Residents of Guam as well as businesses that have operated on Guam for at least ten years may be nominated for this
Guam and Micronesia

May 24, 2002

Continental Micronesia


In addition to being co-owner of Ocean Pacific Motors, a BMW auto dealership, from 1985 to 1990, Frank also served as International Distributors, Inc.'s president and chief executive officer from 1980 until 2000. During this time, the company became a major importer, wholesaler and supplier of various food products for the island's hotels, restaurants and grocery stores. International Distributors, Inc. additionally supplied food outlets in the neighboring islands of Palau, the Northern Marianas, and the Federated States of Micronesia as well as Defense Commissary Agency (DECA) stores and visiting ships.

A respected member of the business community, Frank has always found time to contribute towards civic and community affairs. He has been a strong supporter of the Boy Scouts of America, the Babe Ruth Baseball League, the Ronald McDonald House in Hawaii, the Make-a-Wish Foundation, and the annual Christmas Drop Project. He has also taken upon the role of mentor to his employees. Through his guidance and support a number of them now own businesses of their own. For his efforts and achievements he has received numerous awards from institutions and organizations such as the University of Guam, the Guam Community College, the Santa Barbara Church, the Guam Department of Military Affairs, and the Guam Marianas Lions Club. Frank is also a founding member of the Micronesian Chef's Association whose annual Chef of the Year award is named in his honor.

Frank's efforts and contributions have truly earned him a place in the hearts of the people of Guam. His induction to the Guam Business Hall of Fame is yet another indication of this appreciation.

Also deserving of praise is the largest private employer on Guam, Continental Micronesia and its parent company, Continental Airlines. Frank Guzman was a founding member of the Micronesia's largest private enterprise and reliable transportation service with the highest degree of care for their customers. It has now become Guam's largest private employer and the area's premier air carrier with regular flights to a wide number of destinations in the Asia-Pacific region. For three years in a row, the company has been ranked at the top among businesses in Micronesia.

"Air Mike" is also a long-time supporter of several local non-profit groups. Through donations of more than $1 million each year in free and discounted airline tickets as well as cargo transport, Continental Air Micronesia has touched people's lives has made a huge difference throughout Guam and the region. A founding supporter of the "Ayuda Foundation," the airline has provided great assistance towards the group's efforts to provide medical care throughout the Micronesian islands.

Laureates Frank Guzman and Continental Airlines, through its subsidiary Continental Micronesia, have made significant contributions to every aspect of community development for the past few decades. I would like to take this occasion to commend and congratulate them on all their accomplishments and on their well-deserved induction to the Guam Business Hall of Fame. I join the Guam Chamber of Commerce and the people of Guam, in celebrating the extraordinary contributions and accomplishments of this year's laureates.

GUILFORD COLLEGE CELEBRATES GOLF CHAMPIONSHIP

HON. HOWARD COBLE
OF NORTH CAROLINA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Mr. COBLE. Mr. Speaker, I will admit to being biased, but I think it is important that we congratulate my alma mater—Guilford College in Greensboro, North Carolina—for winning its first-ever NCAA team championship. On May 16, 2002, the Quakers captured the NCAA Division III men's golf championship conducted at Firethorn Golf Club in Lincoln, Nebraska.

What made winning the championship even more special for those of us who live in the Sixth District of North Carolina, Guilford College as of 1968, established its air service within Micronesia based on Guam. Upon overcoming problems with maintenance facilities, aircraft parts, certified technicians and communications infrastructure, the air carrier was able to secure route authority between Japan and the island of Saipan in 1976. The local "Air Mike," the flying subsidiary, at the time established a route system that spanned the Pacific from Asia to Micronesia.

As the region's tourism industry flourished, "Air Mike" expanded its fleet frequently and flight schedules. Additional aircraft, equipment and ground facilities later contributed to an expanded route including Manila, Nagoya, Port Moresby and, later, Hon. & Record. "We came so close last year. I really had this feeling before we went out that we would win today. Last year, we had a one-shot lead with one day to go. Every player on the team looked back to one shot and felt like he lost it, and in golf, you can always find one shot."

In fact, Guilford has qualified for the Division III golf championships in 10 of its 11 years of NCAA play. This year, Jensen's Quakers were not to be denied. This was Jensen's and Guilford's first-ever NCAA title, but the coach and school are no strangers to winning national championships. Jack Jensen and Guilford College captured the NAIA national men's basketball championship in 1973 and the NAIA men's golf title in 1989. Guilford joined the NCAA Division III athletic program in 1991.

In addition, Guilford College almost collected the individual player title in Nebraska. Sophomore Dave Patterson finished with a four-day total of 293, two shots off the lead. Patterson had a lot of assistance, however, in leading Guilford to its NCAA team crown. Joining him at Firethorn were Andrew Eversole, Savio Nazareth, Andrew Biggadike, and John Riddle. (Another reason we are slightly prejudiced in favor of the Quakers is that John Riddle is the nephew of Nancy Mazza who operates our district office in High Point, North Carolina.)

Congratulations are in order for every member of the Quaker golf team including Harrison Pinnix, Head Coach Jack Jensen, outgoing athletic director Mike Ketchum, incoming athletic director Marion Kirby and everyone associated with Guilford College. I am proud to be an alumnus of the school and proud that it is located in our congressional district.

CUSTOMS BORDER SECURITY ACT OF 2001

SPEECH OF
HON. EARL BLUMENAUER
OF OREGON
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 3129) to authorize appropriations for fiscal years 2002 and 2003 for the United States Customs Service for antiterrorism, drug interdiction, and other operations, for the Office of the United States Trade Representative, for the United States International Trade Commission, and for other purposes:

Mr. BLUMENAUER. Mr. Chairman, I rise to oppose two specific sections of the Customs Border Security Act. Section 141 would provide greatly expanded immunity to Customs officer conducting searches. This is another one of the post “Patriot Act” erosions of constitutional protections and judicial oversight that we should all find particularly troubling. Customs officers, like other federal law enforcement officers, are already entitled to qualified immunity. Judges and juries respect the needs of agents to conduct searches in exigent circumstances.

Especially since Congress has recently expanded law enforcement powers, it should not simultaneously contribute to by-passing the courts’ ability to guard against abuses of those powers. Just two years ago, the GAO found...
BUSH, PUTIN, PROVE REAGAN RIGHT

HON. BOB SCHAFER
OF COLORADO
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. SCHAFER. Mr. Speaker, I rise today to point out that less than a week after Ronald Reagan was presented the Congressional Gold Medal, President George W. Bush is in Russia cementing an arrangement Reagan's critics said could never be accomplished. Bush and Russian President Vladimir Putin will sign a landmark arms-control treaty slashing long-range nuclear warheads, while at the same time shredding the flawed 1972 Anti-Ballistic Missile (ABM) Treaty. The pact allows the U.S. to finally build and deploy a comprehensive missile defense system, headquartered in Colorado Springs.

"One of the most important contributions we can make is, of course, to lower the level of all arms, and particularly nuclear arms," Reagan said in his now famous March 23, 1983, missile defense speech. "I am directing a comprehensive and intensive effort to define a long-term research and development program to begin to achieve our ultimate goal of eliminating the threat posed by strategic nuclear missiles."

Reagan's vision was of a future in which U.S. technology would make long-range missiles obsolete—technology that would "pave the way for arms control measures to eliminate the weapons themselves."

Reagan's critics deprecatingly labeled his plan "Star Wars," predicting the earth would be "turned into a gigantic orbiting bomb."

In its account of the speech, Time magazine (April 4, 1983) opined, "As with many of the President's uncomplicated-sounding proposals, the idea of space-based missile defenses is a preposterous illusion. It is precisely the specter of an arms race in space, which ultimately could be more expensive and dangerous than the one taking place on Earth."

To the contrary, Reagan's doctrine of "peace through strength" has hastened the demise of the "Evil Empire." The end of the Cold War was finally in sight.

"When President Reagan started this program, Soviet intelligence had already obtained information on the 'Star Wars' program, and they were scared," former Soviet KGB operative Oleh Kaluzhny admitted. "They were convinced they would never be able to match the U.S. program for purely financial reasons."

In time, Reagan's passion for peace outpaced the Soviet economy, leading to the collapse of the Berlin Wall, the break up the Soviet empire, and the death of communist totalitarianism.

In January, Bush picked up where Reagan left off, boldly announcing his intention to withdraw the U.S. from the ABM Treaty. Predictably, partisans on the Left prophesied doom. Again, they were wrong.

Rather than escalating an arms race, the specter of a robust missile shield has produced the opposite result: the astonishment of those who said it could not be done. Bush and Putin will, on May 24, sign an arms-control treaty reducing long-range nuclear warheads from roughly 6,000 on each side to between 1,700 and 2,200.

Exactly three weeks later, the first day the U.S. will be freed from the ABM Treaty, the U.S. Missile Defense Agency will begin construction of underground silos for the first missile interceptors, located at Fort Greely near Fairbanks, Alaska. Once banned by the ABM Treaty, the Fort Greely program will consist of five missile-interceptor silos and related communications systems. Headquartered in Colorado Springs, the missile defense system will involve a sizeable defense investment in Colorado. Currently, the military tracks missile launches around the world from its primary ground station at Buckley Air Force Base near Aurora.

Sadly, Democrats in the Senate are fighting to gut the missile defense program, insisting they know better than the experts how to defend the country from the enemies of the United States. They prefer instead a policy of talking America's enemies out of attacking us. According to Bush, the land-based intercept program should be only the beginning. America must continue to ignore the whining of liberals still baffled by the success of Reagan's courage. We must fully fund a robust ballistic missile defense program, encompassing a variety of technologies, including space-based missile-intercepting technology.

Though it has been available for years, the United States has delayed this technology because of treaty restrictions. Now, thanks to Bush, Americans will soon be free to build and deploy a comprehensive missile defense shield while at the same time achieving an historic anti-proliferation agreement.

In our nation's 226-year history, Congressional Gold Medals have been awarded only 135 times. Beginning with George Washington, each honoree made an important contribution to our nation in the face of skepticism and against the predictions of those who harp "it can't be done."

Ronald Reagan is in good company: No Congressional Gold Medal has ever been awarded to an advocate of a weaker America.

CONGRATULATING LIEUTENANT COLONEL CATHY VITTORIA AS COMMANDER OF THE 73RD MAINTENANCE BATTALION

HON. RICHARD H. BAKER
OF LOUISIANA
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. BAKER. Mr. Speaker, I rise to congratulate Lieutenant Colonel Cathy Vittoria who has
recently taken command of the 773rd Maintenance Battalion, Louisiana Army National Guard. LTC Vittoria is to be commended for her unsellish and outstanding service to our country and is deserving of our sincere gratitude.

LTC Vittoria began her career defending our country by enlisting in the Connecticut National Guard. After achieving the rank of Staff Sergeant, she attended Officers Candidate School. In January 1985, she received her commission and served as a Platoon Leader in the Virginia National Guard until June, 1986. Upon her transfer to the 123rd Maintenance Company at Fort Irwin, California, she served as the Operations Officer, Financial Control Officer, Maintenance Control Officer, and Company Commander. In September, 1993, LTC Vittoria was transferred to the 529th Forward Support Battalion in Virginia.

In February, 1998, LTC Vittoria was transferred to Detachment 1, Headquarters STARDC where she served as the Administrative Chief until October 1999 when she became the Deputy Commander for the 622nd Weapons of Mass Destruction Team. From August 2000 until January 2002, LTC Vittoria served as the Operations Officer for the 199th Leadership Regiment, LTC Vittoria is a full-time member of the Louisiana National Guard and works as the Operations Officer at the Gillis W. Long Center in Carville, Louisiana.

I am proud that LTC Vittoria is a constituent in Louisiana’s Sixth Congressional District and I am proud to have this opportunity to recognize her achievements.

Mr. Speaker, I know you and all my colleagues in the House of Representatives join me in congratulating LTC Cathy Vittoria upon her promotion as Battalion Commander of the 773rd Maintenance Battalion, Louisiana Army National Guard.

3M SPECIALTY MATERIALS DIVISION
HON. JIM DeMINT
OF SOUTH CAROLINA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. DeMINT. Mr. Speaker, Whereas, 3M was founded 100 years ago in Two Harbors, Minnesota and serves as the world’s leading innovative company; and

Whereas, 3M makes and sells thousands of products that improve people’s lives; and

Whereas, 3M is a company consisting of 75,000 employees world-wide and 250 at the 3M Specialty Materials Division in Greenville, South Carolina; and

Whereas, the 3M Specialty Materials Division began operations in 1973; and

Whereas, 3M makes valuable contributions to our community through jobs, environmental stewardship, charitable contributions and volunteerism;

Therefore, be it declared that, the 28th day of May 2002, shall be 3M DAY.

CELEBRATING BOB BEIN’S 40 YEARS OF SERVICE
HON. CHRISTOPHER COX
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. COX. Mr. Speaker, I rise today to commemorate Robert W. Bein’s 40 years of service and leadership with RBF Consulting, located in Irvine, California. Now the Chief Executive Officer, Bob Bein has dedicated his life to serving his firm and his profession.

RBF Consulting is an engineering, planning, and surveying firm with over 600 employees and offices in California, Arizona, and Nevada. Bob joined RBF in 1962 as a Chief Engineer, and went on to become President of RBF in 1964, and then Chief Executive Officer in 1991. Under Bob Bein’s leadership, RBF has provided engineering, planning, and surveying services for land development, urban design, public works, transportation, and water projects throughout the western United States.

In addition to his role as a corporate executive, Bob Bein is a highly respected and nationally known leader in the engineering profession—involved extensively in professional, civic, and community organizations at the local and national levels. He is a graduate of the University of Illinois, as well as a United States Navy veteran, and an honorary member of Chi Epsilon. Like his career with RBF, his service to the American Society of Civil Engineers (ASCE) has been extraordinary. With stints as ASCE’s national president, district director, and chair of various committees, his value to his colleagues and dedication to his profession can be measured quite simply by his numerous awards.

Bob Bein is truly an asset to his company and a cornerstone of the civil engineering profession. It’s been a pleasure working with him in Congress as an advocate for so many of the county’s important public works projects, from the Santa Ana River flood control project, to the Ronald Reagan Federal Courthouse and our county’s many miles of interstate highways.

His decades of service in Orange County and around the United States are a testament to his character and abilities as a leader and engineer. I congratulate Bob on his milestone, and I am honored to represent him in the United States Congress.

H. CON. RES. 410
HON. TONY P. HALL
OF OHIO
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. HALL of Ohio. Mr. Speaker, I rise today to join Congreswoman Jo Ann Petters, Ed Perlmutter, Frank Wolf, and Don Payne in introducing a resolution supporting peace and democracy in the Democratic Republic of the Congo, and an end to the plunder of its natural resources. H. Con. Res. 410 calls on President Bush to press for a United Nations embargo of Congolese diamonds which are helping to fund a war that has engulfed the heart of Africa since it began in 1998, and plunged its people into a darkness where disease and misery flourish.

As the Washington Post reported a few months ago:

Since a rebellion erupted in 1998, Congo, which is roughly the size of Western Europe, has been effectively partitioned into several autonomous regions, each under the control of a foreign army that systematically loots its area of control. As a result, Congo’s plentiful resources enrich the leaders of surrounding countries who benefit from the commodity’s involvement in the illegal trade. This benefit to the vast majority of Congolese.

Diamonds are not the cause of what has come to be known as Africa’s First World War, but they play a crucial role in sustaining it. The most concentrated form of wealth ever known to mankind, diamonds are one of Africa’s most precious resources, the most valuable commodity to smuggle, and readily available to anyone with power. From individual soldiers; to military commanders who have reoriented their troops toward full-time looting; to regimes that depend on standing armies and the theft of war to stay in power; to Al Qaeda, Hezbollah, and other radical groups that have used this resource to inflict terror beyond Africa’s shores—all have exploited the Congo’s diamonds. They have turned a symbol that Americans treasure into a means for torturing countless thousands of people in Africa. They have put an industry that is important to the American and African communities alike under a cloud, and they must be stopped.

EFFECT OF RESOLUTION
Under the terms of the Kimberley Process, the international system that aims to block conflict diamonds from the legitimate trade, conflict diamonds are defined as those embargoed by the United Nations. This means that, until the UN imposes sanctions on diamonds originating in a war zone, trade in the diamonds that fuel conflict there is not checked. The fact that diamonds currently mined in the Congo are not, technically, conflict diamonds creates a huge credibility gap for US and international efforts alike. The international system of controls aims to close that gap, but it would be foolish for the UN Security Council to postpone sanctions in reliance on a global system that is just now being established.

Instead, the United Nations should impose an embargo similar to those on Sierra Leone and Angola’s diamonds immediately. That would contribute needed pressure to regularize the trade in Congolese diamonds, combating the criminal activities that usually accompany smuggling and compelling other countries to stop abetting this illegal trade. Some 85 percent of Congolese diamonds, worth $854 million a year, are smuggled away; if its government collected taxes on them, some $40 million could be added to this beleaguered country’s coffers and used to respond to its people’s desperate needs.

Another benefit of an embargo on Congolese diamonds would be to close the enormous loophole that the DRC has become for sanctions-busters. Currently, diamonds mined in Sierra Leone and Angola are trafficked by Liberia, can easily be passed off as Congolese diamonds. To leave so vast a country, which produces significant quantities of diamonds, outside scrutiny dooms international efforts to address the problem of conflict diamonds elsewhere.

Beyond these practical benefits, there is a moral reason to act. Curbing the smuggling of Congolese diamonds and other resources is essential to securing a lasting peace. A cease-
fire has held since April 2001; a small contingent of UN troops is on the ground; there are persistent efforts to settle combatants’ differences through peace talks. But this is not enough. The fighting has created huge, no-go areas where disease, starvation and malnutrition prey, and combatants do not plunder means that political and generational violence is likely to continue. Putting diamonds beyond their reach would contribute to work trying to end the Congo’s occupation and return its people’s lives to normalcy and the possibility of improvement.

OTHER WAR RESOURCES

The war in the DRC is complex: seven nations and several rebel groups are fighting for political reasons and over at least nine natural resources (coltan, gold, diamonds, copper, cobalt, timber, water, tin, and cassiterite). That makes it likely that no one approach will be sufficient. Unlike the trade in other war resources, though, conflict diamonds are the focus of on-going international efforts. While far from complete, these may well be a model for work on other resources.

I sometimes have disagreed with the diamond industry’s leaders; but I know them to be honorable people. Ending the exploitation of this industry’s product by those whose crimes mock all it represents is as important for Africa and it is for the diamond industry, but it will be the industry’s continued vigilance that determines whether this effort succeeds or collapses. I must reserve my own evaluation of the industry’s promises until they are tested by practice; however, I hope that history will judge kindly its response to this scourge. I hope it will prove to be a model worthy for other industries to use and expand upon. And I want to take this opportunity to congratulate the diamond industry for its commitment to finishing this work.

In addition to the industry’s constructive work on conflict diamonds, here is another reason we can be hopeful embodied in organizations like Global Witness, which first exposed the trade in conflict diamonds in 1998. Its recent report on a $300 million conflict timber deal that is currently allowing Zimbabwe’s military and political elites to log an area near the size of Montana is compelling. It finds that Zimbabwe entered into this deal to sustain its involvement in the DRC’s war, which assures it can continue its exploitation of Congolese diamonds. In addition to tightening its ruler’s grip on power, the report found,...

...any natural resource exploitation by warring factions, especially foreign-backed ones, will seriously delay if not completely derail the potential for lasting peace and stability in DRC. —From Global Witness’s February 2001 report, “Zimbabwe’s Resource Colonialism in the DRC.”

Ignoring timber’s role in sustaining the wars over diamonds undercuts global efforts to end them.

February President Bush condemned our country to tackling the problem of illegal logging around the world; and a few weeks ago, the State Department convened a roundtable discussion to focus on this problem.

Logging and mining are activities that go hand-in-hand. The roads built for one are used to open access to the other; the security and labor needs of both commercial activities are well-suited to soldiers’ capabilities. Zimbabwe’s operations in the DRC confirm this approach to plunder is a way to maximize profits. Likewise, Liberia has diversified its war commerce in a way that exploits both conflict timber and conflict diamonds, using exemption of its timber from comprehensive UN sanctions to sabotage them.

A provision in the resolution urges the United Nations to put its consideration of sanctions against conflict timber on a fast track. I hope the progress made on each of these resources will lead to the comprehensiveness of approach to resource exploitation that is essential to restoring a lasting peace in the Congo.

HUMANITARIAN DIMENSION

Sanctions—whether on diamonds or other resources—are an imperfect tool, but they have proven helpful in Sierra Leone and Angola and they are well worth trying in the DRC, if for no other reason than the magnitude of the Congolese people’s suffering. Because large swaths of the Congo have been too dangerous for journalists, aid workers, and others to visit, there has been too little reporting on this battle for the valuable resources of one of the world’s poorest countries. But the exposures that have been done are superb.

One of the best examples is ABC’s Nightline, which did an extraordinary, week-long series on the Congo’s misery early this year. One segment focused on the battle between two allies that demolished the Congo’s diamond-mining capital. Kisangani was, until not very long ago, a city of 600,000. . . . It was a center of trade. . . . [Now,] this is a city surviving on life support, suffocated by a war. . . . What was then the richest river port and the Congo’s capitals and Uganda against another one, grinding the people of Kisangani between them? Diamonds. —From ABC Nightline’s “Heart of Darkness,” Jan. 25, 2002.

Dr. Bob Amot of NBC’s Dateline has also done heroic reporting from the Congo, bringing home to us who must watch from afar the tragedy of its forgotten people. The Washington Post also has devoted attention to what the Congolese are doing to sabotage the efforts of a group of independent observers who have reached a study done by the respected International Rescue Committee. It found that 3 million people have died there, but few due to the fighting. As Karl Vick reported:

The vast majority of deaths have resulted from starvation, disease and deprivation on a scale emerging only as aid workers reach areas that have been cut off by fighting and lack of roads. . . . Villagers in the [Kasai] region—long renowned for its diamonds mines, but now ravaged by hunger—refer to two kinds of gems: white ones and red ones. The red ones are peanuts.

What makes the Congo surveys exceptional is... how little, in conditions they document have been allowed to persist [Vick reported, quoting a Western epidemiologist, who noted that] mortality rates this high are common in humanitarian emergencies...[but they only last a couple of months]...because there is some sort of intervention. [But in this vast, war-torn country with few roads,] they are thus able to set the armistice [have been]...steadily racking up deaths by the hundreds of thousands. —From the Washington Post, Apr. 2001.

The sad truth is the Congolese now rank among the most miserable—and most endangered—people in the world. In all, at least 2.5 million people have died, another 2 million have been driven from their homes; and one in three is in critical need of food. Among children, the problems are staggering: 75 percent of children born since the war began died before their second birthday; 86 percent of school-aged children are not being educated; and large numbers of children are forced to serve as soldiers and prostitutes.

Diseases also strike the populace, whose chaotic lives make precautions against HIV/AIDS and other deadly illnesses virtually impossible. As Mr. Vick described,...

...horror stories continue to emerge from a country no longer defined only by war, but by disease, hunger and destruction. There is a levy of death, and it remains the main killer, accounting for half of reported deaths. But health workers have also documented outbreaks of polio, whooping cough and even ebola near the center of Congo’s rich diamond-mining area, one child out of 25 suffers from malnutrition, an iodine deficiency that leaves the child half the normal size and severely retarded. —From The Washington Post, Aug. 2001.

Other independent observers have reached similar conclusions:

The belligerents have no interest to see an end to the current situation in eastern DRC. There is a levy of death, and it can tolerate because the violence is targeting civilians. . . . The end result is that the Congolese will continue to die as [leaders] line their pockets with gold. The Congolese are not only facing material losses, they are being crushed in the exploitation of natural resources. —From an interview with a Human Rights Watch expert, November 2001.

A Oxfam’s primary concern is the humanitarian impact of the war, which has caused the largest number of displaced people in the world anywhere in Africa in the last four years. While different actors have justified their involvement in the war on the basis of security, it is clear that one of the driving forces behind the conflict is a desire by the warring parties to have access to, and control over, the DRC’s vast natural resources. This wealth is not being used to reduce poverty, either in the DRC or in other countries involved in the war. In fact, wealth from natural resources is sustaining the war and bad outcomes. Such militarized wealth has been described as military commercialism. Natural resource exploitation has become a key factor in determining military deployment, perpetuating the cycle. From Oxfam’s report, “Poverty in the Midst of Wealth,” January 2002.

The choices facing children in the eastern Congo today are to join the military, become a street child, or die. . . . The war-affected children of the eastern Congo have no opportunity for education and eat one meal per day. Many are hungry, and they are being exploited both as child soldiers and prostitutes. Unaccompanied and traumatized, they roam into the big towns or cities. The brutal war in the Eastern Congo, which has contributed to millions of deaths, driven thousands of people from their homes and helped impoverish a resource-rich country, will not end until the fighting factions learn that they have more to win from peace than they do from war. The most vulnerable in this situation are the children, and they are exploited both as child soldiers and prostitutes. —From the report of the International, “Eastern Congo: A Slow Motion Holocaust,” and a discussion of it.

The United States should continue to lead...
diamonds. Two years ago—before American human rights activists began their campaign against conflict diamonds, and even before the diamond industry moved to protect its self-interest—Mr. Royce and Mr. Payne began taking a hard look at this problem.

Then, six months ago, this House passed comprehensive legislation designed to begin severing the link between diamonds and war. During negotiation of that bill, H.R. 2722, the President’s trade and diplomatic representatives assured us that, if Congress would use the Kimberley Process’s definition of conflict diamonds, which are those sanctioned by the United Nations, the Administration would press the UN Security Council to extend its embargo to diamonds mined in other conflict zones, like the Congo.

Today, I urge our colleagues to call that commitment due. Please join me in pressing our government to continue to lead this work—by insisting that the United Nations act against a blood trade that is helping to fuel the world’s most deadly war. Please support H. Con. Res. 410.

MICHAEL HENRY DEVLIN MAKES HIS MARK ON THE WORLD

HON. BOB ETHERIDGE
OF NORTH CAROLINA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. ETHERIDGE. Mr. Speaker, I rise today to congratulate Mr. Patrick J. Devlin, Sr. of my staff and his wife Helen on the birth of their second child, Master Michael Henry Devlin. Michael was born early in the morning on Monday, May 20, 2002. He weighed 7 pounds and 6 ounces. Faye joins me in wishing Pat, Helen, and Patrick all the best as they bring Michael into their family.

As the father of three, I know the joy and pride that Pat and Helen feel at this special time. And I know that Patrick is excited to have a brother with whom he can play. Children remind us of the incredible miracle of life and they keep us young-at-heart. Everyday, they show us a new way to view the world. Indeed, they are one of the most important reasons why we serve in this body, Mr. Speaker. I welcome Michael into the world, and wish Pat, Helen, and Patrick all the best as they bring Michael into their family.

SOVIET-STYLE ACTIONS IMPERIL FREE TRADE AND RUSSIA

HON. MIKE ROGERS
OF MICHIGAN
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. ROGERS of Michigan. Mr. Speaker, since the fall of communism and the Soviet Union, the Russian government has made significant strides in promoting free enterprise and free trade. Sometimes, however, old habits die hard.

Bureaucrats at the Russian Ministry of Agriculture seem to be living in the past. In a move reminiscent of the Soviet-era, they have ordered the nationalization of a private company with American trademarks, Stolichnaya Vodka.

These actions run counter to the efforts of Russian President Putin who has repeatedly demanded more property rights and freedom for the Russian people. Unfortunately, bureaucrats in the government have not gotten the message.

The actions against the rightful owner, SPI International, are not isolated incidents. As SPI’s counsel, Richard Edlin stated in testimony before the House Committee on Ways and Means that there is a “troubling pattern of regression by the Russian government to the tactics and policies of the Soviet era.” These abuses must stop if Russia is going to be considered a reliable trading partner of the United States. It is incumbent upon the Russian government to demand a correction of these abuses. These problems should not be swept under the rug. These actions threaten trade, reform and prosperity for the Russian people.

Mr. Speaker, I ask that the following editorial from the May 16, 2002 Investor’s Business Daily be included in the CONGRESSIONAL RECORD.

FROM THE INVESTOR’S BUSINESS DAILY, MAY 16, 2002

MOSCOW’S STICKY FINGERS RISK ECONOMIC FUTURE OF RUSSIA

(By Doug Bandow)

After years of economic chaos and decline, Russia is advancing. Despite serious challenges to civil liberties, press freedom and the democratic process, the Russian people are finally enjoying a growing economy. And Moscow’s success, including a surprising budget surplus, re-dounds to the benefit of America. A more prosperous Russia will offer a better market for U.S. investment and trade.

Yet continued progress requires that Russia move more inefficient state enterprises into private hands. Moscow must also improve its international commercial reputation. However, Russia unfortunately is moving in the opposite direction, at attempting to reverse previous privatizations.

For instance, vodka is big business, the nation’s second largest. (The Russians do love to drink.) One of Russia’s most celebrated brand name is Stolichnaya. SPI International acquired the Stolichnaya name in 1992, and now sells 1.3 million cases in the U.S. alone. But Moscow is trying to strip away SPI’s trademark. To enforce its claim, the Russian Ministry of Agriculture has imprisoned 180,000 cases of SPI’s vodka, or as its registrant on the dock in the post of Kaliningrad.

USKB CRUMBLES

SPI’s state-owned predecessor first registered its vodka trademark in the U.S. in 1967. PepsiCo bought the right to import Stolichnaya into the U.S. and spent more than $100 million over the years to encourage demand (PepsiCo has since left the alcohol business.)

When the USSR disintegrated at the end of 1991, the successor states, led by Russia, began selling off many state enterprises. SPI became a private company. On December 26, 1995 the Russian government confirmed its right to export vodka under several trademarks. Two years ago Allied Domecq acquired U.S. distributions rights. In reliance on its trademark license, Allied has undertaken a new advertising campaign and launched a new product to compete with Smirnoff. SPI has been shipping Stolichnaya for a decade without complaint from the Russian government.

Yet the government recently decided that it wants to renationalize Stolichnaya. It even threatened SPI’s employees with criminal prosecution.

Moscow’s campaign is curiously shortsighted. Even if the government succeeds in stripping SPI’s rights in Russia, it will have no right to export to the U.S. Allied is the registered trademark holder, and SPI is Allied’s exclusive supplier.

Unfortunately, Stolichnaya is not the only target of Moscow’s commercial aggression. Greenberg Traurig attorney Richard Edlin complained of “a troubling pattern of regression by the Russian government to the tactics and policies of the Soviet era” at a House Ways and Means Committee hearing.

For instance, the U.S. firm Films by Jove purchased Russian copyright in 1993. It’s spend $4 million in making animated films. Now the Russian government has set up its own company under the same name that licenses films to Films by Jove and claims it’s the true owner. A U.S. District Court upheld the U.S. company’s copyright, opining that the Russian courts of law are no more competent than those who made under government pressure, was “incoherent,” “irrelevant” and “shocking.”

No wonder Russian Duma member Boris Nemtsov, head of the Union of Right forces, called on President Vladimir Putin to reverse the “dangerous” threat to property rights, one of the “pillars of true progress for Russia.” Nemtsov warns that other reforms—Putin has flattened the income tax and legalized the sale of agricultural land—will be for naught if the fundamental weakness of the Russian state that undermines property and minority shareholder rights are not addressed.

RULE OF LAW

Individual companies, which have invested in reliance upon property rights granted by Moscow obviously have much to fear from the surreptitious rollback of privatization.

If Russia is to continue to show economic growth, it must establish a stable investment climate to encourage demands and foreign investment. Commercial certainty is particularly important if the nation is to enter the World Trade Organization. Putin deserves credit for having halted Russian’s slide toward chaos. But real property rights establishment of the rule of law and respect for property rights.

PERSONAL EXPLANATION

HON. BOB RILEY
OF ALABAMA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. RILEY. Mr. Speaker, I was unavoidably detained for rollcall No. 186, H. Res. 427, Waiving Points of Order Against the Conference Report on H.R. 3448, Public Health
Security and Bioterrorism Preparedness and Response Act. Had I been present, I would have voted “aye.” I was also unavoidably detained for rollcall No. 187, H.R. 1877, on Approving the Journal. Had I been present I would have voted “aye.”

I was also unavoidably detained for rollcall No. 188, H. Res. 426, Providing for the consideration of H.R. 3129, Customs Border Security Act. Had I been present I would have voted “aye.”

I was also unavoidably detained for rollcall No. 189, H.R. 3448, Public Health Security and Bioterrorism Preparedness and Response Act. Had I been present I would have voted “aye.”

I was also unavoidably detained for rollcall No. 190, H.R. 3717, the Federal Deposit Insurance Reform Act. Had I been present I would have voted “aye.”

I was also unavoidably detained for rollcall No. 191, Paying Tribute to the Workers at Ground Zero in New York. Had I been present I would have voted “aye.”

TRIBUTE TO DR. VIRGINIA CAROL DEMCHIK

HON. SHELLEY MOORE CAPITO
OF WEST VIRGINIA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mrs. CAPITO. Mr. Speaker, I rise today to ask my colleagues to join me in paying tribute to and congratulating Dr. Virginia Carol Demchik of Shepherdstown, West Virginia, who has been honored by the West Virginia Academy of Science as Science Teacher of the Year.

The West Virginia Academy of Science is an organization meeting and working with professional associates in Biology, Chemistry, Computer Science, Geology, Mathematics, Mining, Physics, Psychology and Education, History and Philosophy of Science and Social Science. It is a corporation chartered by the authority of the West Virginia legislature for the advancement of scientific knowledge and the promotion of scientific work in West Virginia. In receiving the coveted Science Teacher of the Year Award, Dr. Demchik has accomplished no small feat.

Dr. Demchik received her BA from Fairmont State College and her MA and Ed.D from West Virginia University. Based on summer grants she has received, Dr. Demchik has attended the College of Graduate Studies at the University of Maryland, American University, East Carolina University, University of Iowa and Shepherd College.

In honor of Dr. Demchik’s hard work, dedication and commitment to her students and community, I ask my friends in Shepherdstown, and my colleagues here in the nation’s capital to join me in recognizing May 23, 2002 as a day of celebration and recognition for Dr. Virginia Carol Demchik.

PERSONAL EXPLANATION

HON. WILLIAM L. JENKINS
OF TENNESSEE
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. JENKINS. Mr. Speaker, I was not present to cast my votes on rollcall vote Nos. 171, 172, and 173 on May 20, 2002. Had I been present, I would have voted aye on rollcall Nos. 171, 172, and 173.

MEDI CARE PROVISIONS OF THE SUPPLEMENTAL APPROPRIATIONS BILL

HON. JOHN ELIAS BALDACCI
OF MAINE
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. BALDACCI. Mr. Speaker, I rise to offer an amendment to strike Section 1404 from this bill. This provision would assist a mere handful of hospitals in Pennsylvania and New York, at the expense of every other hospital in the country. Mr. Speaker, we cannot afford to drain funding from any of our nation’s hospitals, especially as we debate a bill that is meant to strengthen our ability to respond to medical emergencies that could strike anywhere across the nation.

Mr. Speaker, hospitals in my State of Maine cannot afford any further reimbursement cuts, no matter how small. My state already has the 5th–lowest Medicare reimbursement rate in the country. Our hospitals are operating on razor-thin margins. For a state as geographically large as Maine, we already struggle with access to medical services. Further cuts will only exacerbate the problem.

This provision is a clear case of robbing Peter to pay Paul. In fact, it’s even worse because there are just a few select Pauls, and a nation full of Peters. Why should the vast majority of Members tell their seniors that their access to care may be jeopardized by a gift to a few select hospitals somewhere else? How can we effectively fight AIDS and infectious diseases through increased spending in this bill, when at the same time we weaken our hospitals? What sense does it make to give money to speed our first response to attacks, while at the same time taking funds from the hospitals who would be on the front line?

If the Pennsylvania and New York counties that are helped by Section 1404 actually met the criteria for geographic reclassification, they would have been approved by the Medicare Geographic Classification Review Board. Instead, these counties will be boosting their Medicare reimbursement rates by going around the rules—the rules that the rest of us have to live by.

Mr. Speaker, I know all too well that the geographic adjustment system for Medicare payment rates needs reform. My State of Maine is among the most egregiously affected by the current system. It would be helpful to work with any of my colleagues who wish to seek reform to make reimbursement rates more equitable. I strongly support improved reimbursement for all our nation’s hospitals. However, this provision in this bill only serves to benefit a select number of states and will detract from the ability of all others to meet their obligations to Medicare beneficiaries.

Section 1404 is unfair, it’s unjust, and it’s just plain bad policy. It certainly does not belong in an Emergency Supplemental, and therefore I move that we strike this provision from the bill. If we do not pass this provision today, then I am hopeful that we can fix the problem in conference. This bill funds vital areas like defense, security and health, and the final bill should not be marred by this destructive measure.

CONGRATULATIONS TO THE CITY OF WEST ALLIS ON ITS 100TH BIRTHDAY

HON. GERALD D. KLECZKA
OF WISCONSIN
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. KLECZKA. Mr. Speaker, on June 2, 2002, the city of West Allis, Wisconsin will host the centennial celebration of its incorporation as a village. Happy 100th birthday, West Allis.

Native American mounds, likely left by ancestors of the Ho-Chunk or Potawatomi tribes in the ground near what today is Wisconsin’s State Fair Park, provide evidence of some of the earliest residents in the area. But it was not until the 1830s that native tribes began to move to the New Englanders arrive in the region to farm its fertile lands and establish the area’s first settlement, called Honey Creek. It may have remained a farming community for many years to come, had it not been for a rapid growth of heavy industry in the city of Milwaukee in the late 1800s and the extension of a street railway line to the area.

Milwaukee was running out of room for large manufacturing plants, and the Honey Creek area had become a highly desirable location for industry. Companies like Kearney and Trecker and the Rosenthal Comhusker Company began to make their home in the area that was now called North Greenfield, and soon Edward P. Allis decided that his company also needed room to grow.

In 1900, Allis moved his company, which had become an industry leader in machinery, to the area that would soon bear his name. Workers soon followed, and the population grew so quickly that the area was chartered as the Village of West Allis in 1902, and as a city only 4 years later.

The city of West Allis expanded to become the second largest city in Milwaukee County and seventh largest in the state. Although the region’s decline in heavy manufacturing in the past several decades has brought challenges to the community, the city of West Allis and its mayor, Jeannette Bell, have worked tirelessly to bring in new businesses and revitalize West Allis neighborhoods.

West Allis remains a city that is proud of its industrial past and enthusiastic about its future. To the city of West Allis and its citizens, my heartiest congratulations, and my best wishes for a prosperous second century.

SUPPORT OF H.R. 3375—EMBASSY EMPLOYEE COMPENSATION ACT

HON. BENNIE G. THOMPSON
OF MISSISSIPPI
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. THOMPSON of Mississippi. Mr. Speaker, I rise in support of H.R. 3375, the Embassy Employee Compensation Act. Passage of this bill only makes common sense to me. After the tragic events of September 11, 2002, the United States Government vowed to make
The welfare recipients who failed to find work in the booming ’90s were those with few skills or with substance abuse or mental health problems—hardly a subset likely to do well in a weakened economy. They represent the hardest-to-place cases for whom self-sufficiency will be impossible without drug treatment, training and education, the very things the Republican proposal undercuts.

The Senate Republicans and Democrats are more cordial and more conciliatory than their colleagues in the House. They ought to forge a compromise that puts people to work without putting children at risk.

**A TRIBUTE TO THE TEACHERS, PARENTS, ADMINISTRATORS AND STUDENTS OF CHAPARRAL MIDDLE SCHOOL**

**HON. ELTON GALLEGY**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. GALLEGY. Mr. Speaker, I rise to recognize the parents, students, faculty and staff whose dedication to excellence has earned a school in my district—Chaparral Middle School in Moorpark, California—the recognition as a National Blue Ribbon school.

The National Blue Ribbon award honors excellence in leadership, teaching, curriculum, student achievement and parental involvement. Chaparral Middle School is a shining example of what can happen when parents, teachers and administrators collaborate on the best approaches for providing a quality education.

The attitude at Chaparral can best be summed up by the comment Principal Creighton Nicks made to a local newspaper: “We’re never satisfied with good enough. We’re always trying to be better.”

The quality and dedication of teachers at Chaparral are epitomized by earth science teacher Mary Alice Reburn, who was honored as the Orange County Science Fair Teacher of the Year. Mr. Reburn plans to donate the $2,000 prize, which Mrs. Reburn plans to donate to the school to purchase science equipment.

I am a product of the public school system, and I put my four children through Ventura County’s public schools. One of my children is now a public school teacher. I am acutely aware that the most important tool we can give our children is a good education. Our students are the elected officials, businessmen, artists, scientists, parents and teachers of tomorrow.

Nineteenth century orator and public servant Edward Everett, who shared the speaker’s platform with President Lincoln in Gettysburg, once said: “Education is a better safeguard of liberty than a standing army.” Those words are equally true during these perilous times, as we fight terrorists for the right to remain free.

Mr. Speaker, as our nation works in concert to better our education system, it would serve us well to study the successes of our National Blue Ribbon schools. They are the best of the best and a key to our future. I know my colleagues will join me in applauding Chaparral Principal Nicks, his entire staff, and the parents and students of Chaparral for raising the
bar and setting a strong example for others to follow.

TRIBUTE TO SGM WILLIAM ROGER LAYMAN

HON. IKE SKELTON
OF MISSOURI
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. SKELTON. Mr. Speaker, let me take this means to pay tribute to SGM William Roger Layman upon his retirement from the United States Army.

SGM Layman has served our nation with honor and distinction for over 30 years, and his performance throughout his career has been characterized by the highest standards of professional ethics and commitment to the military. He was drafted into the United States Army in July 31, 1969, and attended basic training at Fort Leonard Wood, MO. SGM Layman was stationed in Germany from 1970 to 1976.

SGM William Layman’s awards include the Army Commendation Medal w/Oak Leaf, Army Achievement Medal, Army Good Conduct Medal, Army Reserve Component Achievement Medal w/Silver Oak Leaf (6th Award), National Defense Service Medal with Service Star, Armed Forces Reserve Medal w/hour glass, NCO Professional Development Ribbon (3), Army Service Ribbon, Overseas Service Ribbon, and Army Reserve Components Overseas Training Ribbon (2nd Award).

Mr. Speaker, I am certain that my colleagues will join me in wishing SGM Layman all the best. We thank him for over 30 years of service to the United States of America.

A TRIBUTE TO MR. BURDETTE ANDREWS

HON. NICK SMITH
OF MICHIGAN
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. SMITH of Michigan. Mr. Speaker, it is with great pride that I rise to recognize one of my constituents and a friend, Burdette Andrews, of Jackson, MI, who is retiring as superintendent of Vandercook Lake schools where he served for 56 years. Mr. Andrews is recognized as the longest serving superintendent of schools in the history of our nation. Burdette is well known for having served the people of the school district and the state of Michigan with a dedication unparalleled by any before him.

It is nearly impossible for me to stand before you and do such an inspiring man justice. Burdette Andrews not only embodies all of the characteristics and qualities that we as legislators desire for all those in public service. By allowing children access to him and the qualities and characteristics he embodies for his 92 years, Burdette Andrews has done a great service to America’s youth and, therefore, Burdette Andrews has done a great service to America.

HONORING THE VISALIA AVENUE OF FLAGS

HON. GEORGE RADANOVICH
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. RADANOVICH. Mr. Speaker, I rise today to honor the Avenue of Flags Ceremony of Visalia, California, performed on Memorial Day. The Avenue of Flags service is held to remember the fallen veterans of past wars. Prior to the program, the casket flags of these veterans are flown on display at the Visalia Cemetery.

The Avenue of Flags has been a Memorial Day tradition in Visalia for 12 years. This year, 1,292 casket flags will be flown on Monday, May 27. On Saturday May 25, 3,000 small flags will be placed at each of the military grave marker stones at the Visalia Cemetery. Some graves date as far back as the Civil War.

Dr. Manuel Garcia, commander of the Avenue of Flags Veterans Association, along with many groups of volunteers including school groups, service organizations, Boy Scouts, Girl
Scouts, Cub Scouts, Sea Scout Cadets, Navy, Marine, and Army personnel are responsible for the success of this memorial celebration.

Mr. Speaker, I rise today to honor the Visalia Avenue of the Flags Memorial Day Ceremony. I invite my colleagues to join me in remembering those who served and in thanking the Visalia community for their continued dedication to the memory of past veterans.

MEMORIAL DAY MESSAGE

HON. ADAM H. PUTNAM
OF FLORIDA
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. PUTNAM. Mr. Speaker, in 1868 Major General John A. Logan established a “Decoration Day” on May 30 as a day of remembrance for the dead of the Civil War. General Logan ordered his posts to decorate the local cemeteries with the choicest flowers of springtime to honor the thousands killed during those four terrible years. Today, some 2,847,200 veterans lie in honor in our national military cemeteries. Since the start of Operation Enduring Freedom last year, 22 Americans killed in action in the Afghan theater have joined them.

Freed's, oldest hero was a member of the National Guard's 19th Special Forces Unit, Sgt. Gene Arden Vance Jr., 38, of Morgan-town, W. Va., who was killed in action on May 19. Citizen-soldiers have always been the foundation of America’s military strength, and Sergeant Vance's loss is a sad day for all of us and for your neighbors who serve in the National Guard and Reserves play a unique role in our armed forces.

Today, the men and women of the National Guard and Reserves serve America within and beyond our borders. Just this week National Guard soldiers left the Jacksonville Airport, successfully concluding their airport security mission in Florida. Since the September attack on our country the National Guard provided security at 19 airports in Florida for over nine months and did a magnificent job protecting our airports and other vital installations. Their professionalism, dedication and discipline reassured Americans and contributed mightily to repelling the economic attack the terrorists perpetrated against our country.

General Logan's original Decoration Day proclamation called us to honor those who made the ultimate sacrifice, “We should guard their graves with sacred vigilance... Let no neglect, no ravages of time, testify to the present or to the coming generations that we have forgotten the cost of our state and our country.” I urge you to take this charge to heart and honor those who made the ultimate sacrifice for our country by stopping what you are doing at 3:00 pm on Memorial Day to participate in the National Moment of Remembrance, but don't stop there.

This week, our Memorial Day has passed, consider what the world might look like if not for the service of generations of Americans. Take time throughout the rest of the year to reach out to the members of our armed services who are fighting freedom's newest enemies. Tell them the citizens of our state and state are grateful for their service, and thank them and their families for the daily sacrifices that allow them to serve.

POEM BY LT. COL. JOHN MCCRAE ON MEMORIAL DAY

HON. BOB STUMP
OF ARIZONA
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. STUMP. Mr. Speaker, on Memorial Day, the nation will honor, remember and thank those who gave their lives in the service of the nation. I want to commend to my colleagues' attention the well-known poem “In Flanders Field” by Lt. Col. John McCrae, as a reminder of the sacrifices made by service men and women in preserving our freedoms and democracy.

In Flanders Field
By Lieutenant Colonel John McCrae, MD
(1872-1918)

In Flanders Field the poppies blow Between the crosses, row on row, That mark our place, and in the sky The larks, still bravely singing, fly Far above our heads but oh! % The dead sea. Short two days ago We lived, felt dawn, saw sunset glow, Loved and were loved, and now we lie In Flanders field.

Take up our quarrel with the foe: To you from fell battle, to you from the heat of battle, To you from the fresh field. We shall not sleep, though poppies grow Where our forefathers lie. Take up our quarrel with the foe: In Flanders field.

REGARDING THE 27TH INFANTRY DIVISION OF THE UNITED STATES ARMY

HON. MICHAEL R. MCVNUTY
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. MCVNUTY. Mr. Speaker, as we approach Memorial Day, I would like to take this opportunity to clear the air regarding an unwarranted smear attack upon a unit of the New York National Guard—a unit that enjoys an illustrious history dating all the way back to the Revolutionary War.

In July 1944, the 27th Infantry Division, a unit of the New York National Guard, has carried this black mark—a result of a thoughtless outburst with little basis in fact—by the Marine General commanding the Saipan Invasion in 1944. This situation was further compounded when Time Magazine printed an article that maligned the heroism and credibility of the 27th Infantry Division. Marine recruits were told that the Army "wouldn't fight" on Saipan. Lt. Gen. Holland Smith's version of events was revealed in writing without question in numerous histories and memoirs.

Following a complete investigation, the Lt. General's superior, Admiral Chester Nimitz, announced in an official memorandum that the 27th Division had been harshly treated and much maligned. Admiral Nimitz concluded that there was a definite need to remove the stigma attached to the record of the Navy Department in Washington, by publicly stating their "continued confidence in the courage and battle efficiency of the 27th Division."

At the conclusion of his extensively researched book on the Saipan battle, published in 1986, historian Harry A. Gailey noted that "the stirs cast upon the officers and the men of the 27th Division then and later by [General] H.M. Smith in his articles and books were totally unwarranted and unconscionable. Those who gave a part of themselves to gain victory on the conquest of this important island bastion deserved better—from their commander and their nation."

As more and more of the brave veterans who placed themselves in harm's way for America pass to their final resting places, it is not appropriate but incumbent on us to correct any miscarriage of judgment and re-store any lack of recognition which they, the men of the 27th, truly have earned and deserve. Mr. Speaker, let us, here, in this chamber, take a necessary first step and salute those veterans of the 27th Infantry Division—three of whom were posthumously awarded the Medal of Honor: Capt. Benjamin Salomon and Troy, New York, natives Col. William O'Brien and Sgt. Thomas Baker—in the glorious spirit that has characterized so many in our military, who did not manage to ask for any recognition except courage and determination, without regard for their own safety, and asking for no special reward but the thanks of their citizens.

Mr. Speaker, had it not been for the men and women who wear the uniform of the United States military through the years, we would not have the privilege of bringing about how we live in the freest and most open democracy on the face of the earth. Freedom is not free. We have paid a tremendous price for
it, and I try not to let a day go by without remembering with deep gratitude all of those who, like my brother, Bill, made the supreme sacrifice; and all of those who served and were willing to put their lives on the line—as servicemen and women are doing right now—for all that we hold dear. That is why when I get up in the morning, the first two things I do are to thank God for my life and veterans for my way of life.

Today, Mr. Speaker, and this Memorial Day, I am proud to say "Thank You" to the veterans of the 27th Infantry Division.

TRIBUTE TO MARQUETTE AREA PUBLIC SCHOOLS ON THE OCCASION OF THE SCHOOL DISTRICT'S 150TH ANNIVERSARY

HON. BART STUPAK
OF MICHIGAN
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. STUPAK. Mr. Speaker, I rise today to call your attention and that of our colleagues to a special event which took place in my northern Michigan congressional district this past month. In April the Marquette Area Public School District, the largest school district in the Upper Peninsula of Michigan, marked 150 years of service to the local community and to the region.

Here in Congress the debate and discussion of education is often moved to an abstract level, where, we discuss programs and dollars. In northern Michigan, as in much of this young nation, education has traditionally been viewed as a means of personal enrichment, achievement and advancement. In Marquette, a town settled by loggers, miners and the tradesmen who followed them to build a community, education still serves that basic social role.

It remains the belief of the Marquette Area Public School District, as outlined in its mission statement, that "all students can learn and achieve mastery of basic skills." The school district, the board and the administrators, pledge to "teach all students so that they can attain their maximum educational potential and become responsible, contributing members of society."

The Marquette Area Public School District covers an area of 123 square miles and serves a population of approximately 31,000, according to its 2000–2001 annual report. During that period, 246 teachers in six elementary schools, two middle schools and one high school provided public education to more than 4,100 students in grades kindergarten through 12.

Clearly, Mr. Speaker, Marquette Area Public Schools has come a long way as a civic institution since Marquette’s first school began in a home in 1849 with just four students. This focus on education is even more important today to prepare students for tomorrow, because Marquette itself has changed. Hallmarks of the community today include a fine university, Northern Michigan University, and a fine hospital, Marquette General Hospital, which as a key resource in a rural area has been working on the cutting edge of telemedicine.

Jacqueline Winkowski, administrative assistant to the superintendent and the school board, noted in a recent document that Marquette Area Public Schools is often called up by other school districts in Michigan’s Upper Peninsula to share its practices and procedures and to provide expertise and professional development. Teachers from this district have continued to serve on state-level panels and committees on the topics of reading, literacy, social studies and science.

Dr. Patrick Smith, superintendent of Marquette Area Public Schools, recently told the Marquette Mining Journal that the district was happy to be celebrating its first 150 years and looks forward to the next 150. If this first century and a half are any indication, this school district, ably assisted by community members serving on its board, will continue to provide vision and leadership in the field of education for this region.

REMEMBERING PETE BEIDEN

HON. GEORGE RADANOVICH
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. RADANOVICH. Mr. Speaker, I rise today to honor the memory of Pete Beiden on the occasion of the dedication of a statue in his honor at Beiden Field at California State University, Fresno. Beiden served as the baseball coach at Fresno State from 1948–1969 and the field was renamed for him in 1972.

Coach Beiden had an impressive resume with a record of 602–268 in his tenure at Fresno State with winning seasons every year and 10 Conference Championships. Pete was inducted into the Fresno Athletic Hall of Fame in 1964, the College Coaches Hall of Fame in 1972, and the Fresno State University Baseball Hall of Fame in 1991. Coach Beiden’s contributions to baseball extended well beyond Fresno State. His extensive understanding of the fundamentals of the game and his talent for teaching the skills to young athletes enabled Pete to reap a harvest of gifted ball players, coaches, and entire teams. His legacy lives on in those he coaches and mentored.

Coach Beiden’s legacy goes beyond the baseball diamond, however. Pete is also, and perhaps best, remembered as a devoted husband, father, and friend. He was a farmer who loved his ranch, a reader who loved history, and a music lover. Pete’s wife, Martha, died in 1997 after 69 wonderful years of marriage. Their son, Roland, a renowned pianist and band, father, and friend. He was a farmer who loved his ranch, a reader who loved history, and a music lover. Pete’s wife, Martha, died in 1997 after 69 wonderful years of marriage. Their son, Roland, a renowned pianist and teacher, died in 1980.

Coach Beiden passed away on March 6, 2000. A statue, sculpted by William Behrends, was unveiled at Beiden Field on May 25, 2002, prior to the Fresno State baseball game.

Mr. Speaker, I rise today to remember Coach Pete Beiden and thank Fresno State for commemorating his life and service. I invite my colleagues to join me in honoring Coach Beiden for his service to baseball and his community.

CONFERENCE REPORT ON H.R. 3448, PUBLIC HEALTH SECURITY AND BIORREACTOR PREPAREDNESS AND RESPONSE ACT OF 2002

SPEECH OF
HON. ANNA G. ESHOO
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Wednesday, May 22, 2002

Ms. ESHOO. Mr. Speaker, I rise today to honor the memory of Pete Beiden on the occasion of his 150th anniversary, the Bioterrorism Preparedness Act. I commend my colleagues who served on the conference committee for reporting out a strong, effective and balanced bill.

It’s critically important that we protect our nation from biological and chemical attacks and this bill takes a number of necessary steps to bolster our defenses in these areas. As we know, response to any attack against our country begins at the local level. This bill provides significant resources to state and local governments to ensure that they are ready and able to respond to any situation.

Communities must be able to adequately train and equip their first responders. These block grants will allow communities to purchase supplies, train staff, and upgrade infrastructure—all necessary components of creating safe towns and cities. This bill also provides needed funding for vaccine and pharmaceutical stockpiling and future anti-terrorism medical research efforts. We must continue our efforts to prepare for any eventuality and medical research is a critical component of this plan.

I’m also pleased that the bill takes a number of steps to protect our nation’s food supply. Dinner-time should not be a source of worry to the American people. However, we must continue to evaluate the effectiveness of these provisions. I believe that there is more to be done in this area in order to fully establish safe and effective monitoring of our food supply.

Finally, I’m particularly pleased that the conference committee was able to include language that directs the Centers for Disease Control to consider the use of antiviral products in the National Pharmaceutical Stockpile. Biological agents such as smallpox and anthrax are significant concerns for our government to address. We must ensure that our stockpile contains vaccines and treatments that are effective for all citizens. Antiviral products are yet another mechanism for treating smallpox and I’ve pleased that the CDC will be evaluating the appropriate use of these.

Again, I thank my colleagues for their hard work on this bill and I commend them for their efforts.

NATIONAL STROKE AWARENESS MONTH

HON. DANNY K. DAVIS
OF ILLINOIS
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. DAVIS of Illinois. Mr. Speaker, this month has been designated as National Stroke Awareness Month. In this regard, I will focus on the topic of stroke and its prevention.

Stroke is an acute onset of focal neurologic deficits resulting from diminished blood flow.
This diminished blood flow can be caused by ischemia (clogging) or hemorrhage (bleeding). In both scenarios, there is not enough oxygenated blood nourishing the brain, hence, a person will have a stroke.

Risk factors for stroke include diabetes, high blood pressure, smoking, atrial fibrillation (fast heart beat), and cocaine.

In both scenarios, there is not enough ischemia (clogging) or hemorrhage (bleeding). This diminished blood flow can be caused by diabetes, high blood pressure, smoking, atrial fibrillation (fast heart beat), and cocaine. In closing, cardiovascular diseases including stroke kill almost as many Americans as the top killers in each ethnic group. It is one of the cardiovascular diseases, the top killers in each ethnic group. Many citizens of the African-American community deal with high blood pressure and diabetes. These citizens visit family physicians for check-ups infrequently. Education on prevention is not prevalent in many minority communities. Additionally, minorities deal with more stress than other populations. As a result, minorities become likely candidates for having a stroke.

In the midst of these devastating statistics, there are answers. Education on prevention is an excellent route to fright the horrors of stroke. Additionally, we should continue to emphasize heart and stroke research. Heart and stroke research have not kept pace with the burdens of this disease. The NIH only invested $1.6 million on heart research and $240 million for stroke research in fiscal year 2001. Even in this time of increasing funding, the NIH only funds 1 of every 3 research applications. Hence, two-thirds of potentially lifesaving opportunities are lost.

I urge my colleagues to increase funding to the NIH and CDC for heart and stroke research. It is critical that we act swiftly. I urge society to do their individual part and live healthy lifestyles. An American if capable should exercise three to four times a week, eat low-fat and high-fiber diet mostly throughout the week, perform activities that eliminate stress, and visit your family practitioner routinely.

In closing, cardiovascular diseases including stroke kill almost as many Americans as the next seven leading causes of death combined. Lets invest in heart and stroke research, during floor consideration of H.R. 3448, let me clarify that language included in the Conference Report regarding Section 307 as it relates to food packaging materials. Section 307 dealing with prior notice of imported food shipments should not be construed to apply to food packaging materials or other food contact substances if, at the time of importation, they are not used in food.

VEGETABLES HONORED BY THE NATIONAL BASEBALL HALL OF FAME

HON. CHRISTOPHER H. SMITH OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. SMITH of New Jersey. Mr. Speaker, I rise today to inform my colleagues about a very special event that will take place this Monday, May 27th, Memorial Day, in Cooperstown, New York. In a special ceremony, on the day in which we honor America’s fallen heroes, the National Baseball Hall of Fame will take time out to honor the 64 members of Baseball’s Hall of Fame who served honorably in our nation’s armed forces.

Mr. Speaker, I remember and honor the dedicated service of all veterans who have worn the uniform of the United States, including those without the famous sobriquets or the notoriety of our baseball legenda.

As a fan and amateur player, I have long cherished baseball and those who played the game. As Chairman of the Committee on Veterans’ Affairs of the United States House of Representatives, I have the privilege of working every day on behalf of America’s veterans. That is why I am so pleased that the Hall of Fame has chosen to hold this remembrance. During a special ceremony on Monday at Cooperstown, a plaque will be erected in the Hall of Fame Gallery to permanently honor these veterans who earned baseball’s highest recognition.

In announcing this event, Dale Petroskey, president of the National Baseball Hall of Fame, explained its purpose: “Since the first pitch was thrown, baseball history has been intertwined with American history . . . during World War II, some 95 percent of all major leaguers registered for active duty, including its biggest stars. Hall of Fame members who put themselves in harm’s way and sacrificed some of their most productive baseball years join a special category we call true national heroes. This plaque represents their sacrifice and reminds us of all Americans who have fought—and are continuing to fight—for freedom.”

Mr. Speaker, among the 64 veterans being honored this coming Monday are five veterans of World War II who will be in attendance: Warren Spahn, Bobby Doerr, Bob Feller, Ralph Kiner, and Phil Rizzuto.

Warren Spahn, of Buffalo, New York, was elected to the Hall of Fame in 1971. A left-handing pitcher for the Boston-Milwaukee Braves, Mr. Spahn had 363 career wins, led the National League in wins eight times, and was named the Cy Young award in 1957 as baseball’s most outstanding pitcher. In his 21-year long career, he was voted an all-star 14 times, pitched two no-hitters, and holds the National League record for total number of innings pitched. Mr. Spahn missed the 1943, 1944, and 1945 major league seasons while serving courageously in the United States Army. During his service, he was awarded the Purple Heart and Bronze Star. Ralph Kiner, known as “the silent captain of the Red Sox”, played second base for Boston. He held the American League record for handling 414 plays without errors and was also a prominent leader among second base men in double plays, putouts, and assists. Following his service in the United States Army, Mr. Kiner returned to baseball leading the Red Sox to the World Series where he batted a remarkable .406.

Bob Feller of the Cleveland Indians was known as “Rapid Robert” during his 18 years of professional baseball. In 1940, Mr. Feller led the American League with 27 games won, a 2.61 earned run average, 261 strikeouts, and 31 complete games. Despite the loss of four years in his career due to his time spent serving his country in World War II, Mr. Feller had 2,581 strikeouts and pitched three no-hit games. Mr. Doerr returned to baseball and averaged 7.1 home runs per 100 at-bats, which places him directly behind Babe Ruth, the all-time leader in this statistical category. In 1951, Mr. Kiner led the National League with a .452 on-base percentage and a .627 slugging percentage. Elected into the Hall of Fame in 1975, Mr. Kiner was known as a true power hitter who envisioned a home run each time he stepped up to the plate. Following his playing career, he became an announcer for the New York Mets, where he has remained for 40 years, still hosting a popular post-game show called “Kiner’s Corner.”

And finally, Phil Rizzuto, of Brooklyn, New York, played for the Yankees for 13 seasons. Known as “The Scooter”, Rizzuto was a slick fielding shortstop and incredible base runner who ended his baseball career with a .273 batting average. He was named an All-Star five times and was the American League’s Most Valuable Player in 1950. As a member of the United States Navy, Phil Rizzuto fought in World War II for three years and missed the 1943, 1944 and 1945 seasons.

As you can see, Mr. Speaker, these gentlemen were extraordinary ball players who earned the title of American heroes on the diamond. More importantly, they were soldiers, sailors and marines, audacious and brave-hearted, who answered their country’s call. Like the other 59 honorees honored this coming Monday at the Hall of Fame, including one Civil War veteran, they interrupted successful careers to defend the freedom and liberties that each of us are privileged to enjoy today.

On a day when we celebrate the heroism and honor the memory of millions of men and women who paid the ultimate sacrifice on behalf of our country, I am pleased to see that these Hall of Famers also honored for their service. It is both fitting and appropriate to pay homage to these special veterans who answered the call to duty when their nation needed them.

Mr. Speaker, I call on all Americans who cherish liberty and freedom to join us this
weekend in respectful recognition of all the brave men and women who have worn the uniform, fought and died for our country. God Bless them all.

IN MEMORY OF MR. GEORGE TAGG

HON. JOHN S. TANNER
OF TENNESSEE
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. TANNER. Mr. Speaker, I rise today to remember a very dear friend of mine, Mr. George Canale Tagg, who passed away May 14th of this year.

George’s career is the perfect example of how hard work can pay off. Originally from Memphis, he started working at the Federal Express hub there, some 30 years ago. He stayed with FedEx over the years, eventually making his way here to Washington, where he became the company’s managing director of Government Affairs. He retired and started his own firm, retaining FedEx as a client.

Although he called Memphis home, he most recently resided in Chevy Chase, Maryland, and was very active in the community here. He was a communicant of the Shrine of the Most Blessed Sacrament in Washington, a member of the St. Andrews Columbia Country Club and the University Club of Memphis.

George was one of my best friends. He was a kind, gentle man who genuinely cared deeply about all his fellow human beings. This unique devotion to goodwill shone through to all who knew him.

He made a huge and valuable contribution to our country in his all-too-short life. I know I will miss George Tagg tremendously, and I know his presence will be missed on Capitol Hill.

IN MEMORY OF REV. DR. M. MORAN WESTON

HON. CHARLES B. RANGEL
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. RANGEL. Mr. Speaker, I rise to pay tribute to Rev. Dr. M. Moran Weston who passed away on May 18, 2002. Hardly a month went by when I did not hear his soothing baritone voice on the phone, teaching, encouraging, inspiring with his love and concern for our young people, for the elderly, for the poor and forgotten. I will miss him.

His voice notices in the press will only add to the historical record of the great rector of St. Philips. His name is already enshrined at St. Augustine’s College and Columbia University. But those of us who knew him, who live in the neighborhoods he enriched, will forever be reminded of his contributions by just walking the streets of Harlem and Morningside Heights.

He protested injustice, picketed and cajoled. But more than anything, he searched for solutions and achieved results. When the downtown banks refused our people credit, he founded and built Carver Federal Savings into a billion dollar banking institution. So no one would be left homeless, he built housing for seniors, for the mentally ill, and day care facilities for children. He lobbied Congress to make decent, affordable housing a right under the Constitution of the United States. A true man of God, the only credit he would humbly accept was having been blessed with a gift for encouraging others to action. But we know better, and we are indebted to Moran for his ideas, for his hard work and for his faith that with God nothing is impossible.

With his beloved wife Miriam, and children Gregory and Katherine, and his family I share the pain of loss. But I am deeply grateful that God saw fit to place Moran with us for his long and bountiful life. His memory will be with us always.

AUBURN HILLS AVONDALE
YELLOWJACKETS

HON. DALE E. KILDEE
OF MICHIGAN
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. KILDEE. Mr. Speaker, I rise today to congratulate the Yellowjackets of Auburn Hills Avondale High School, on winning the 2001–2002 Michigan High School Athletic Association Class B State boys basketball championship. The Yellowjackets defeated the Grand Rapids South Christian Sailors 70–65 in the final game. It was certainly an exciting game that showcased some of the best talent the state of Michigan has to offer.

The Yellowjackets are a true testament of what hard work, determination, and a passionate desire to win can accomplish. Under the guidance of six-year Head Coach Tim Morton, the championship served as a wonderful finish to a remarkable year. This was the team’s first visit to the state finals, and they finished their storybook season with a tremendous record of 25–3.

The Yellowjackets roster includes: seniors Jeremiah Handley, Brandon Larvadain, Mike Lewis, Kevin McConnell, Dionate Miller, Greg Riley, Wes Whiteside; juniors Brandon Borden, Steve Ellsworth, Kory Powell; sophomores Justin Bradford, Dave Holston; and freshmen Korey Cole, Korey Cole. These young men, led by team captains Whiteside and Lewis, proved to be leaders in the classroom, on the basketball court, and in the community. They are all shining examples of the Avondale School District’s strong commitment to success in all aspects of life.

Mr. Speaker, I salute the accomplishments of the Avondale Yellowjackets, and share the joy of their victory with Avondale students and alumni and especially the people of Auburn Hills. I ask my colleagues in the 107th Congress to join me in congratulating these fine gentlemen.

INTRODUCTION OF THE
STRENGTHENING A FAST ENTRY AT THE BORDER ACT OF 2002
(SAFE BORDER)

HON. SUSAN DAVIS
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Ms. DAVIS of California. Mr. Speaker, I rise today to talk about an opportunity to secure our borders and support commerce.

Securing our borders has long been a challenge. Doing so must balance appropriate enforcement without hindering legitimate crossborder travel or commerce, and still protect civil liberties. However, the events of September 11, coupled with daily traffic between the U.S.-Mexico border, have severely overextended our border inspection resources.

My district does not contain ports of entry, but its proximity to the border has affected it. I hear stories from my constituents about waiting in line for hours in the morning to commute to work. Long inspection lines are congested with delays of up to three hours. This border congestion has negatively impacted San Diego area businesses.

In response, I have been working with various organizations in the district to develop a strategy to provide relief for San Diego. I have heard from many about SENTRI, a dedicated commuter lane demonstration project at the border that integrates technology with law enforcement.

SENTRI addresses the issues of congestion and long border delays by quickly moving low risk travelers through the inspection process. Frequent travelers participate in the SENTRI program by undergoing an extensive background check and interview to verify their low risk status. Once approved, the participants and their registered vehicles enter the country through a traffic lane reserved for them. Transponders in the car retrieve the vehicle and occupant information from the SENTRI database and display it on a screen within the inspection booth for fast identification. A border agent then compares the car’s data to the pictures on the screen, allowing them to quickly continue on their way.

Demand for SENTRI passes has significantly increased since September 11. However, prospective participants encounter a treemendous application backlog. Applicants face up to a six-month waiting time to receive an appointment with the enrollment center and another three months for approval notification.

As a result, I am introducing the Strengthening a Fast Entry at the Border Act or the SAFE Border Act of 2002. The SAFE Border Act will increase security by pre-screening more people and by allowing agents to focus their enforcement efforts on those who have not passed extensive background checks.

Specifically, my legislation does three things: it gives the attorney general the authority to fully implement and make programs like SENTRI pen-nanted. Dedicated commuter lanes and PortPASS programs have clearly shown their effectiveness in maintaining security and expediting travel. I believe the nation can only benefit from further expansion of these programs.

The second part allows INS and Customs personnel to devote more resources to prospective applicants by extending the permit renewal period to two years. By design, enrolllees are a self-selected population. Focusing more attention on applicants will move more people out of the generalized commuter lanes and allow more background checks. Extending the renewal period will substantially reduce the waiting time for those seeking SENTRI approval and increase legitimate border traffic.

The last part of my legislation encourages increased staffing and resources allocation to SENTRI. Our borders are protected by a dedicated group of Customs and INS officers. Their constant vigilance constitutes our first
line of defense against threats and we owe them our gratitude. However, they need our federal assistance in carrying out their duties. I urge all of my colleagues in Congress to work with me to pass the SAFE Border Act quickly into law.

EROSION OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS IN KAZAKHSTAN

HON. MARTIN T. MEEHAN
OF MASSACHUSETTS
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. MEEHAN. Mr. Speaker, I rise to voice my concern about continuing serious violations of human rights and fundamental freedoms in Kazakhstan, including substantial noncompliance with their Organization for Security and Cooperation in Europe (OSCE) commitments on democratization and the holding of free and fair elections.

Kazakhstan has been a participating state of the Organization for Security and Cooperation in Europe (OSCE) since 1992 and has freely accepted all OSCE commitments, including those concerning human rights, democracy, and the rule of law. Kazakhstan has affirmed that every individual has the right to freedom of thought, conscience, religion or belief, expression, association, peaceful assembly and movement, freedom from arbitrary arrest, detention, torture, or other cruel, inhuman, or degrading treatment or punishment, and if charged with an offense the right to a fair and public trial. And, Kazakhstan has committed itself to build, consolidate, and strengthen democracy as the only system of government, and is obligated to hold free elections at reasonable intervals, to respect the right of citizens to seek political or public office without discrimination, to respect the right of individuals and groups to establish in full freedom their own political parties, and to allow parties and individuals wishing to participate in the electoral process access to the media on a nondiscriminatory basis.

Nevertheless, President Nursultan Nazarbayev dissolved parliament in 1993 and again in 1995, when he also annulled scheduled Presidential elections. He has also refused to register opposition parties, and has exited opposition figures, leaving free outlets for the expression of independent or opposition views, thus limiting the press’s ability to criticize or comment on the President’s campaign to remain in office indefinitely or on high-level corruption.

I urge this Administration to make a more concerted and stronger effort to raise with President Nazarbayev at every opportunity, the concern about serious violations of human rights, including noncompliance with Organization for Security and Cooperation in Europe (OSCE) commitments on democratization and rule of law, specifically the holding of free and fair elections that do not exclude genuine challengers, to permit independent and opposition parties and candidates to participate on an equal basis with representation in election commissions at all levels, and to allow domestic nongovernmental and political party observers, as well as international observers.

I also encourage the Administration to raise with the governments of other OSCE participating states the possible implications for OSCE participation of any participating state in the region that engages in clear, gross, and uncorrected violations of its OSCE commitments on human rights, democracy, and the rule of law. To that end, Voice of America and Radio Liberty should expand broadcasting to Central Asia especially into Kazakhstan, as needed, with a focus on assuring that the peoples of the region have access to unbiased news and programs that support respect for human rights and the establishment of democracy and the rule of law.

ON THE ACCOMPLISHMENTS OF JO ANN SHAPIRO

HON. ANTHONY D. WEINER
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. WEINER. Mr. Speaker, permit me to pay tribute to an individual who has dedicated her life to helping others. Jon Ann Shapiro has been a civic leader for most of her adult life and has lived her life by the axiom “Help people. Help those without a voice. Help those who no one else would have the compassion to do.”

Shapiro has thought that his responsibilities in their fight against cancer—and in recognition and remembrance of those who have not been successful.

Current Focus—Relay for Life is an overnight event, and we ask that participants give up one night of sleep. Cancer is a disease that never sleeps, and we ask that for one night people join us if they can’t do that, they join us for as much as they want. It’s kind of an outdoor pajama party, people bring tents and camp. It’s a big sleepover party with games, music, entertainment, scavenger hunt, we even have movies at midnight. This is our second annual event in Rockaway—and last year, we raised $70,000.

Her goal is to eliminate cancer as a health care concern for the people of the United States. How could I not be a part of something like that? For information, call 1-800-ACS-2345.”

TRIBUTE TO DR. GEORGE RUPP

HON. CHARLES B. RANGEL
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. RANGEL. Mr. Speaker, I rise today to honor my friend, Dr. George Rupp, who is retiring on May 31 after 9 years of service as the 18th president of Columbia University.

Under Dr. Rupp’s leadership, Columbia’s long history as one of the nation’s leading institutions of higher learning has been successfully extended into the 21st century. Columbia has thrived over the past decade. The accomplishments of its scholars and researchers have soared, as has its endowment. So, too, have the numbers of applicants to its college and many graduate and professional programs. The Columbia community is one of the greatest concentrations of talent and energy in the country, and helps keep New York at the center of the world’s intellectual life.

Dr. Rupp’s legacy will be measured, above all, by the university’s significant and lasting impact on the community around it. Not once has he thought that his responsibilities stopped at the gates to campus. During Dr. Rupp’s leadership, Columbia’s remarkable pool of talent and energy has been increasingly devoted to the duties of his presidency.

Dr. Rupp has been a particularly forceful and innovative supporter of the University’s efforts to address the disparities in opportunity
afflicting the areas around it. The University has actively worked to foster economic growth in its neighborhood and has leveraged millions of dollars for community services. It has proved to be an engine of high-tech growth and innovation, translating the scientific advances of its researchers into scores of valuable technologies and start-up firms within New York. Importantly, it has opened the first biomedical research and development park in New York City, a facility which is a cornerstone to the future of the biomedical enterprise in the region.

Columbia’s impact on the economic life of the City extends far beyond high technology. The third largest employer in the City, Columbia became the first non-profit in New York to institutionalize hiring goals on its major construction projects for minorities, women and local residents of the Upper Manhattan Empowerment Zone, UMEZ. Under Dr. Rupp, Columbia actively encouraged the purchase of goods and services from local vendors by the University, its faculty and staff. The University also created a program to offer “forgivable” loans to employees as incentives for home-buying within the Empowerment Zone.

Under Dr. Rupp’s leadership, Columbia’s relationship with the Empowerment Zone epitomized the University’s partnership with the Upper Manhattan community. Empowerment Zone residents are listed in obtaining jobs at the University through the Morningside Heights Area Alliance’s Job Connections program. Dr. Rupp has encouraged all of the University’s divisions and departments to provide technological support for local projects and oversee the establishment of the Urban Technical Assistance Program to provide urban planning assistance to community groups in northern Manhattan. Columbia policy experts played a leading role in the UMEZ’s initial proposal and later development, and have continued to provide ongoing technical support to what has emerged as a powerful example of the success of public-private partnerships.

Dr. Rupp has worked tirelessly to make Columbia a good neighbor, involving the community in University decisions that impact them, and enhancing the relationship between the University and its neighbors. He has worked on the design of new University construction projects, on and off campus. In recent years, the University has enhanced its support of the community in other ways, increasing its sponsorship of neighborhood sports teams, and making available space in university facilities for use by community groups and elected officials. The University has strengthened its links to public schools in the area through a number of initiatives, including faculty development and training programs to prepare teachers for certification examinations.

The number of the University’s neighbors that have been helped through its service programs has also greatly increased under Dr. Rupp, who has directed the creation of a wide array of initiatives to benefit Morningside Heights, Harlem and Washington Heights.

Columbia also administers professional and service programs that assist thousands of Upper Manhattan residents, school children and businesses. Hundreds of adults have had their skills and employment potential enhanced through a range of education and training programs including computer training, GED and ESL classes. Thousands of needy individuals and families have been provided with hot meals. And, under the “Power Lunch” program, neighborhood elementary school students are paired with Columbia students for mentoring and reading.

Dr. Rupp’s tenure at Columbia was characterized by its sensitivity, spirit of cooperation and commitment to the growth and well-being of the Upper Manhattan community. An ordained Presbyterian minister and a religious scholar, Dr. Rupp has helped create a climate of service, on and off campus, for its students, faculty and staff that was recognized and appreciated by the community. His tenure will serve as a model for the future. He will be deeply missed, and I wish him all the best.

CONFERENCE REPORT ON H.R. 3448, PUBLIC HEALTH SECURITY AND BIOTERRORISM PREPAREDNESS AND RESPONSE ACT OF 2002

SPEECH OF
HON. JOHN D. DINGELL
OF MICHIGAN
IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 22, 2002

Mr. DINGELL. Mr. Speaker, I would like to provide a further explanation of various provisions of H.R. 3448, the Public Health Security and Bioterrorism Preparedness Act of 2002.

TITLE I

Title I of the Act addresses planning, preparation, prevention, and response to acts of bioterrorism and other public health emergencies. As such, many of the programs will have a dual use. They will benefit the fight against terrorism and at the same time support our basic public health infrastructure. The bill will provide needed resources needed by first responders such as hospitals, health care personnel, public health systems, and others. The basic structure for providing these resources is through grants to eligible entities.

One grant program will provide funds to eligible entities including states, political subdivisions of states or consortia of two or more such subdivisions. Another grant program will provide resources to eligible entities consisting of hospitals, clinics, health centers, or primary care facilities and various combinations of states or political subdivisions of states. The conference agreement is a compromise between distinctly different approaches in the Senate and House bills, plus a need to coordinate with the Administration’s existing grant programs so that resources that will flow to states and first responders in FY 2002 and FY 2003 are not delayed, diminished, or denied.

In basic terms, the grants are based on a bioterrorism preparedness and response plan that is supposed to include public input and that include criteria for evaluation of the performance of entities that receive funds to assure that they meet benchmarks in the plan. In sum, the bill is designed to provide flexibility and accountability with respect to the use of funds.

The Department of Health and Human Services (HHS) also has flexibility in designating priorities for use of grant funds. Currently the priority is on bioterrorism or acute outbreaks of infectious disease, then other public health threats and emergencies. The priorities provide accountability and the Secretary’s ability to modify these priorities allows flexibility in matching scarce resources to needs that vary around the country.

A hallmark of the agreement is its emphasis on planning and coordination among various federal agencies and in turn federal coordination with state of local entities. Another key feature throughout is the use of advisory committees and other means of utilizing public and private sector expertise.

One of the most important federal agencies with responsibility for fighting bioterrorism is the Centers for Disease Control and Prevention (CDC). The agreement acknowledges CDC’s essential role in defending against and combating public health threats. It will provide resources for secure and modern facilities, and expanded and improved capabilities related to bioterrorism and other public health emergencies.

In addition to grants, the agreement authorizes a variety of specific activities. These include education of health care personnel with respect to recognition and identification of potential bioweapons, for care of victims, and to recognize the special needs of children and other vulnerable populations. The bill also authorizes resources for the purpose of education and training in the health professions for which there is a shortage that the Secretary determines should be alleviated in order to prepare or respond to bioterrorism and other public health emergencies.

The bill also directs research on antimicrobial drugs need to be prioritized with respect to priority pathogens. The bill provides for limited Medicaid and Medicare waivers in appropriate circumstances, basically when providers respond to an emergency.

Another key feature of Title I is the Strategic National Stockpile. This stockpile of drugs, devices, vaccines, and other products the Secretary determines to be appropriate and practicable, taking into account other sources, to provide for the emergency health security of the United States. Specific reference to the needs of children and other vulnerable populations is included.

The bill also accelerates research and approval of priority countermeasures, establishes a process for evaluation of new and emerging technologies regarding bioterrorist attack, and strengthens programs to address public health issues associated with nuclear facilities.

TITLE II

Title II of the Act addresses select agents or hazardous biomaterials and the rules applicable to person with access to them. This provision addresses an area of great concern by increasing accountability for the storage and use of deadly materials and with respect to who has access to them.

Title II requires that all persons, including state and local governmental entities and universities, that have access to select agents and toxins, undergo a screening review to determine if they are restricted persons under the PATRIOT USA Act or are suspected of being a terrorist, being affiliated with a terrorist organization, or are a foreign agent of a country attempting to covertly obtain information. The screening process is not expected to encompass the complex investigation that would occur prior to issuance of a security clearance, but to be similar to the check for prospective gun owners in its use of electronic databases. It will be carried out by the Department of Justice and limited to using appropriate electronic databases available to the government for this purpose to determine if the persons or individuals being screened are...
listed in those databases. This would guarantee both a timely response so that research is not delayed and prevent the use of non-credible, unsubstantiated information. The Conference Report states, however, that other databases or “files” may be used by the Attorney General or confirmatory or investigatory information obtained during the electronic database search.” The Privacy Act establishes the requirement that agencies maintain records on individuals with “such accuracy, relevance, timeliness, and completeness as is reasonably necessary to assure fairness: and to provide reasonable efforts” before the dissemination of information about individuals to assure that such records are accurate, complete, timely, and relevant for agency purposes.” 5 U.S.C. 552a. It is not the purpose of this provision to permit the Attorney General to do extensive individual investigations or use non-credible, unsubstantiated information that may be contained in those other “files” to deny persons or individuals access to select agents.

Title I requires the same screening for non-federal parties, including corporations, public and private universities, and all state and local entities, including public health departments, that may possess select agents. It is expected that both the Department of Health and Human Services and the Department of Agriculture will use common sense in determining the level of screening it will require for universities, drug manufacturers, or others to avoid unnecessary paperwork and delays. Title I also contains exemptions from disclosure under the Freedom of Information Act for the registration documents, the national database compiling the information in the database, and the location (including the name and identification of select agents if contained in inspection reports or notifications of theft, loss, and releases outside of the bio-containment area of a facility. The purpose of these provisions is to protect site-specific information about these agents from being publicly available. It is not expected, however, that federal agencies will use the exemption to keep information that has public health implications from relevant nonfederal parties and the public, particularly if it is already publicly known. For example, there is significant media attention to the possible use of anthrax from the U.S. Army’s laboratory at Fort Detrick, Maryland, in the attack last fall. It has been known for many years that anthrax spores were located at Fort Detrick. It is also known that the remaining smallpox virus in the United States is held by the Centers for Disease Control and Prevention. Releases of select agents from these and other facilities may have significant public health implications. An alert public may be the best avenue by which exposure to a select agent can be determined. Responses should not be delayed by federal agencies interpreting these FOIA exemptions too broadly.

Title III of the Act deals primarily with food safety, particularly with respect to imported food. The Act has increased the ability of authorities to obtain greater assurances that food that is shipped into this country does not become an instrumentality of terrorism due to tampering. Four provisions, in particular, warrant further comment.

Prior Notice of Food Importation

Section 307 requires the Secretary of Health and Human Services to promulgate regulations that establish a period of time in which prior notice of food importations must be provided to HHS. This period of time cannot exceed five days and must be sufficient in length for the Secretary to receive, review, and appropriately respond to such notices. The Secretary may consider many different factors in establishing this period of time, but the Secretary’s responsibility to the American people, as mandated by Congress herein, to receive, review, and appropriately respond to these notices is absolute. Since the Secretary will be held accountable for the proper discharge of this important new responsibility, the rule should duly consider this obligation and establish an ample period of time under which that obligation can be discharged.

“Credible Evidence or Information Indicating”

Throughout this subtitle, the “credible evidence or information indicating” standard is used for various purposes. This standard should be interpreted broadly. The use of the conjunction “or” indicates that either credible evidence, or alternatively, information is sufficient to satisfy this standard. Accordingly, the standard could be read as “credible information or credible evidence” or “credible information or credible evidence” or “credible information or credible evidence.” Moreover, any credible evidence or information only has to “indicate,” not prove, that a threat exists. For example, if upon investigation, examination or inspection, FDA only has information that indicates a shipment of food presents a threat of serious adverse health consequences, it may invoke its administrative detention authority. FDA is never required to have traditional “credible evidence” to trigger this standard.

Explanation of Temporary Hold

Under this bill, the Secretary must possess credible evidence or information indicating that a specific shipment or article of food presents a serious health threat to exercise his full detention authority. The bill, however, establishes a broader, less stringent standard for the Secretary to exercise a more limited temporary hold authority. Under the temporary hold provision, the Secretary only needs to have credible evidence or information indicating that an article of food, not a specific article of food, presents a serious health threat. If, for example, the FDA is in possession of credible evidence or information indicating that a category of food, or a food from a certain geographical region presents such a threat, the Secretary may use this authority to temporarily hold shipments or articles of food (up to 24 hours) based on that information. This will enable the Secretary to appropriately dispatch FDA resources to gather credible evidence or information (based upon FDA inspection, examination or investigation) about specific shipments or articles of food. Once FDA has such evidence or information, the Secretary may then detain any such shipments or articles of food under the detention authority (up to 30 days). The temporary hold authority is intended to function as an investigatory tool that enables FDA to use its detention authority more effectively. Accordingly, the circumstances under which temporary hold authority can be invoked are broader than those under which detention authority can be invoked.

Regulation of Foreign Facilities

Section 305 requires foreign facilities to register with the Secretary of Health and Human Services if they manufacture, process, pack, or hold food that is exported to the United States without further processing or packaging. The provision clarifies that the addition of labeling, or other similar activities of a de minimis nature, may not be considered to be “further processing or packaging” for purposes of this section. This language was included to ensure that all facilities from the point of export to the distributor or packer would be required to register. Many conferences were concerned that activities conducted immediately prior to exportation could be considered processing or packaging, even if such activities did not alter or affect the food. If that occurred, then the facility would be the only foreign facility in the chain of custody to register. The “other similar activities of a de minimis nature” language was also added to address these concerns.

Title IV adds a new Section 1433 to the Safe Drinking Water Act that requires community water systems to conduct and complete vulnerability assessments and prepare or revise emergency response plans. These new requirements become requirements of the Safe Drinking Water Act.

The conference agreement requires that a written copy of the vulnerability assessment be submitted to the Administrator. This will ensure that the vulnerability assessments meet the requirements of Section 1433 and that EPA will have the necessary information to determine whether action needs to be taken using the authority of Section 1431 or other relevant authorities to ensure that significant vulnerabilities are addressed to protect the public.

The conference agreement takes a number of measures to protect the copies of the vulnerability assessments submitted to the EPA from unauthorized disclosure. The Administrator, however, may use and disclose the assessment, or information derived therefrom, to any individual, whether a private citizen or government employee, as designated by the Administrator, for the purposes of Section 1445, to take any action under the authority of Section 1431 or for use in any administrative or judicial proceeding to impose a penalty for failure to comply with Section 1433.

In addition, the Administrator is expected to review the vulnerability assessments when providing financial assistance for basic security enhancements or to address significant threats to public health and the supply of drinking water. The agency continues to have available and may use its inspection and enforcement authorities under the Safe Drinking Water Act with respect to community water systems.

The bill also amends Section 1431 of the Safe Drinking Water Act to provide new authority to the Administrator to take actions to assure the safety of the public and protect supplies of drinking water in circumstances of a threatened or potential terrorist attack or other intentional act at a community water system.

Administrator Whitman has informed the Congress by letter dated April 22, 2002, that the EPA has already begun working with states and local utilities to assess the vulnerability of the Nation’s public water systems to “mass-scale or other intentional acts.” Further, the Administrator has stated that the “language amending Section 1431 ‘provides EPA with adequate authority to respond in situations involving significant vulnerability.’

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The term “potential terrorist attack” should be interpreted in the context of the President’s announcements that the United States is engaged in a war against terrorism and faces “continuing and immediate threats of further attacks.” Senior government officials have repeatedly warned that critical infrastructure facilities remain on a high state of alert due to the possibility of a terrorist attack. Critical infrastructure protection is an issue of importance to economic and national security. Presidential Decision Directive 63 released in May 1998 identified water supply as one of the 12 areas critical to the functioning of the country.

Where the Administrator receives information that critical community water system infrastructures, such as a utility pumping system or chemical storage tanks, are vulnerable to potential terrorist attack that may present an imminent and substantial endangerment, he or she may use the authority provided by Section 1431 to protect the health and safety of the public or prevent the disruption of drinking water supplies.

**TITLE V**

The Conference was able to resolve all outstanding issues regarding the reauthorization of the Prescription Drug User Fee Act (PDUFA). Reauthorizing PDUFA at this time was necessary to prevent a possible exodus of doctors and other very experienced medical officers at the FDA in anticipation of layoffs that will now be avoided. The Office of Drug Safety, an FDA function long neglected, was given $76 million in new user fee monies and at least $10 million in new appropriated monies to monitor adverse events and post market studies associated with the expedited approval process for drugs and biologics. Also, for fast track drugs, doctors are to be notified if mandated post market studies are not completed in a timely manner.

**THE 30TH ANNIVERSARY OF THE CITY OF BURTON**

**HON. DALE E. KILDEE**

**OF MICHIGAN**

**IN THE HOUSE OF REPRESENTATIVES**

**Thursday, May 23, 2002**

Mr. KILDEE. Mr. Speaker, I rise today to commemorate the 30th anniversary of the City of Burton. Festivities will be held on Memorial Day to honor the city upon its 30th anniversary.

Originally organized as a township in 1856 the area was named after John Burton, a prominent local farmer. It had grown out of the Atherton Settlement founded by Shubael and Persus Atherton in 1829. Over the years the area gained population and changed from an agricultural community to a thriving suburban community. In 1971, then township supervisor Joseph Uvick and other township leaders made the decision to seek city status for the area. The Township residents voted on May 16, 1972 to incorporate as a city and the referendum passed by 25 votes. The city was officially formed later that year.

In 1829 there were a handful of residents living in the Atherton Settlement. The 2000 Census recorded over 30,000 people living in the City of Burton. To keep pace the city government had to expand. The Police Department has grown from 20 part time officers to 41 full time police officers who conduct community and school policing, the DARE program and advise block groups about crime prevention, in addition to their regular duties. The Fire Department, while maintaining the volunteer spirit, requires the firefighters to go through hours of rigorous training and serves the community in a 24-hour-a-day around the clock system. The Fire Department is comprised of 8 career and 16 volunteer firefighters. The Fire Department, while maintaining the volunteer spirit, requires the firefighters to go through hours of rigorous training and serves the community in a 24-hour-a-day around the clock system.

The Fire Department, while maintaining the volunteer spirit, requires the firefighters to go through hours of rigorous training and serves the community in a 24-hour-a-day around the clock system. The Fire Department, while maintaining the volunteer spirit, requires the firefighters to go through hours of rigorous training and serves the community in a 24-hour-a-day around the clock system.

Mr. Speaker, I urge my colleagues to support this legislation and I thank you for your consideration.

**HONORING NIKI DE SAINT PHALLE**

**HON. SUSAN DAVIS**

**OF CALIFORNIA**

**IN THE HOUSE OF REPRESENTATIVES**

**Thursday, May 23, 2002**

Mrs. DAVIS of California. Mr. Speaker, I rise to honor the memory of Niki de Saint Phalle, a vibrant lady and an artist whose sculpture has made many areas of San Diego as well as the world more lively and imaginative.

In 1983, her sculpture “Sun God”, a bird soaring from 29 feet above the ground, inaugurated the sculpture garden on the campus of the University of California San Diego. In 1998, children and adults flocked to Balboa Park to enjoy her creative menagerie of larger than life creatures—elephants, camels, and spiders all composed of brightly colored mosaics and stones. Although most of them were eventually transferred to their intended home, a “Noah’s Ark” art park in Jerusalem, some have remained to grace our park.

Last October, the city unveiled a work by Niki de Saint Phalle, which was commissioned by the San Diego Unified Port District. The work titled “Coming Together” is a 37-foot-tall metal, ceramic and glass sculpture created in brilliant colors, which resembles two faces joined cheek to cheek.

I had the wonderful opportunity to talk with Niki several times both in her studio and as we toured a park in Mid-City for which I had hoped we would be able to commission her work. In the process, we visited a neighboring school where the children recalled seeing her animal sculptures in Balboa Park and responded eagerly with questions. She took great pleasure in having reached this enthusiastic young audience.

Niki de Saint Phalle was born in France of French and American parents, we are fortunate that a career that spanned international sites for her major works—a kinetic fountain in Paris, the Tarot Garden sculpture park in Tuscany, and The Sprengel Museum in Hanover, Germany—ultimately brought her to make her home in La Jolla and to make her later works available to our community.

As a self-taught artist, Niki de Saint Phalle is a wonderful role model for those who have
a spirit, a dream, and the inspiration to express themselves innovatively. She celebrated women's freedom and power in her monumental works. Her generosity and spirit graced San Diego, and she will be missed.

NATIONAL STROKE AWARENESS MONTH

HON. RONNIE SHOWS OF MISSISSIPPI
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. Speaker: I rise today to request my colleagues to join me in recognizing May as National Stroke Awareness Month. Like most Americans, I have seen first hand the devastating effects of strokes. My own mother-in-law suffered a series of debilitating strokes, which left her speechless and severely weakened. She passed away last year, unable to communicate with her family and friends who had loved her for so long.

The statistics on strokes are staggering. Every 53 seconds, someone in America has a stroke. About 600,000 Americans will have a stroke this year and 180,000 of them will die. Furthermore, stroke is our nation’s No. 3 killer and a leading cause of severe, long-term disability. Stroke kills twice as many women as breast cancer each year.

It is critical that we raise awareness so that our family and friends do not ignore the warning signs for stroke. Too often, our natural inclination is to ignore troublesome ailments and hope that they’ll go away. Unfortunately, by trying to “sleep it off”, people lose valuable time when doctors can be treating their stroke.

Every second counts.

We need to make it a matter of course to know that numbness or weakness of the face, arm or leg, especially on one side of the body are serious warning signs for strokes. Sudden confusion, trouble speaking or understanding, trouble seeing in one or both eyes, trouble walking, dizziness, loss of balance or coordination and severe headache with no known cause are also ailments to be carefully considered.

I am proud to stand with 173 of my colleagues in the House of Representatives in strong support of H.R. 3431, the Stroke Treatment and Ongoing Prevention Act. This important legislation will provide programs for the prevention, treatment, and rehabilitation of strokes. Stroke Is No Joke. We must act on prevention, treatment, and rehabilitation of strokes.

In 1969, Jerry Sanders left Fairchild Semiconductor to launch AMD out of the living room of one of its co-founders. Today, the Sunnyvale-based company, located in my Congressional District, is a global supplier of integrated circuits for the personal and networked computer and communications markets. Employing 14,000 people worldwide with over $4 billion in annual revenues, AMD today is the world’s second largest manufacturer of microprocessors.

Under the able stewardship of Jerry Sanders, AMD has honored its commitment to making our communities better places to live and work. Through its school partnerships, corporate giving, and employee volunteer programs, the company continues to serve as a model of corporate and civic responsibility.

Jerry Sanders has been honored with many awards, including being named the Best Chief Executive Officer in the semiconductor industry for the years 1993, 1994 and 1995 by the Wall Street Transcript. In 1991, under his leadership and guidance, AMD was named Comeback Company of the Year by Electronic Business.

Mr. Speaker, I ask my colleagues to join me in honoring Jerry Sanders for his exceptional leadership, his great determination, his sheer guts and his lasting contributions to our community, to Silicon Valley and to our nation’s economy. We’re a better country because of him and all he’s done.

RECOGNITION OF NANCY GUTHRIE
HON. SHELLEY MOORE CAPITO
OF WEST VIRGINIA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mrs. CAPITO. Mr. Speaker, I rise today in recognition of Nancy Guthrie, president and owner of Capito City Communications, in the Second Congressional District of West Virginia. Ms. Guthrie has achieved the title of Home-Based Business Advocate of the Year. The West Virginia District of the United States Small Business Administration, a leader in the promotion and growth of our state, gives this award annually.

Ms. Guthrie began Capito City Communications in 1996 at her home in Charleston, West Virginia, to provide public relations and advertising services. Capito City Communications has since grown statewide. Ms. Guthrie embodies the values that created the American success story: self-reliance, hard work, perseverance and optimism. I commend her for her contributions to the West Virginia economy.

Successful small businesses not only serve as the backbone of the economy, they anchor communities and promote civic pride. I urge all West Virginians to join me in celebrating Ms. Guthrie’s tremendous achievement as the West Virginia Small Business Administration’s Home-Based Business Advocate of the Year.

TRIBUTE TO VICE ADMIRAL GEORGE PETER NANOS, JR., COMNAVSEA
HON. JOHN E. SUNUNU
OF NEW HAMPSHIRE
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. SUNUNU. Mr. Speaker, I rise today to honor Vice Admiral George Peter Nanos, Jr., United States Navy, Vice Admiral Nanos will retire on Monday, 1 July 2002, after 35 years of faithful service to our nation.

Hailing from my hometown of Bedford, New Hampshire, Vice Admiral Nanos is a graduate of the U. S. Naval Academy. At the Academy, he was awarded the 1967 Harry E. Ward Trident Scholar’s Prize. Following graduation, he spent two years at sea as Anti-Submarine Warfare and Gunnery Officer on USS Glennon (DD 840) before entering Princeton University, where he earned a Ph.D. in physics in 1974.

Returning to sea, Vice Admiral Nanos served as Engineer Officer aboard USS Forrest Sherman (DD 931) and as Materiel Officer on the staff of Destroyer Squadron Ten. From 1978 to 1982, he was the manager for Technical Development in the Navy’s High Energy Laser Program Office (NAVSEA PMS 405). He then served as the Combat Systems Office in Norfolk Naval Shipyard. He also trained to become an Engineering Duty Officer.

He returned to sea yet again as Chief Engineer for the aircraft carrier USS America (CV 66). While on America, he participated in Operation Eldorado Canyon and helped to ensure the successful launching of airstrikes against Libya after that country was linked to a terrorist bombing of a West Berlin discotheque, which killed 1 American and injured 78 people. Following this tour, he was assigned as the Deputy Director, Warfare Systems Engineering in the Space and Naval Warfare Systems Command.

In 1988, Vice Admiral Nanos reported to Strategic Systems Programs, serving consecutively as Head of the Navigation Branch, Head of the Missile Branch, and Director of the Technical Division. In 1994, he assumed duties as Director, Strategic Systems Programs, responsible for all aspects of the Navy’s Fleet Ballistic Missile Weapon Systems.

In May 1998, Vice Admiral Nanos assumed his rank and duties as Commander, Naval Sea Systems Command, the Navy’s largest acquisition organization. Throughout the past four years, he has been responsible for the design, engineering, procurement, integration, construction, in-service support, and maintenance of the Navy’s ships, shipboard weapons, and combat systems.

Vice Admiral Nanos’ service education includes U.S. Naval Destroyer School at Newport, Rhode Island; Engineering Duty Officer basic and mid-career courses; the Senior Officer Ship Materiel Readiness Course at Idaho Falls, Idaho; and the Program Management Course at the Defense Systems Management College, Fort Belvoir, Virginia. His specialty as an Engineering Duty Officer is ordnance and weapons systems acquisition.

Vice Admiral Nanos successfully led the Command through a brilliant transformation of NAVSEA’s business practices in executing complex acquisition and Fleet maintenance and modernization responsibilities. He expertly
managed the resizing, recapitalizing, and realignment of the personnel and technical resources devoted to designing, building, repairing, and modernizing ships and their weapons systems. Displaying bold vision, innovation, and superb leadership, he instilled far-reaching quality changes that forged a highly focused, reenergized workforce. These changes transformed the Command into a unified corporation that provides world-class technical, acquisition, and life-cycle support leadership to America's Navy. His contributions have had a direct and lasting impact on the overall readiness, effectiveness, and survivability of the United States Armed Forces.

Vice Admiral Nanos' superb leadership, exceptional integrity, engineering expertise, and tireless devotion to duty reflect great credit upon him and his associates with the highest traditions of the United States Naval Service. He has done a superb job in leading the Naval Sea Systems Command to fulfill its mission: Keeping America's Navy #1 in the World.

Although Vice Admiral Nanos has worked diligently to increase the efficiency and effectiveness of naval and maritime shipbuilding capabilities throughout the United States, he has often shown his dedication to and respect for the men and women of the Portsmouth Naval Shipyard. Recently, he personally visited the Shipyard to personally congratulate and thank the Shipyard team for their record-setting work on two submarines: A record-setting depot maintenance period on USS Miami, followed by a record-setting engineering refueling overhaul on USS City of Corpus Christi. Thanks in part to his vision, the Shipyard retains its important military-industrial capabilities and continues to provide critical jobs for the region.

Vice Admiral Nanos' innovation has ensured the success of the Naval Sea Systems Command and the United States Navy's ships into the 21st Century. He is an individual of uncommon character and his professionalism will be sincerely missed. I am proud, Mr. Speaker, to thank him for his honorable service in the United States Navy, and to wish him fair winds and following seas as he closes his distinguished military career.

I suspect Vice Admiral Nanos will continue his adventures, and will bring much credit to his name, as well as our government and our country. He is a true American hero, and his direct contributions to our military will long be remembered with heartfelt gratitude.

This bill calls for more consistent and vigorous implementation of the USDA's Hazard Analysis Critical Control Point (HACCP) program. The legislation will strengthen government accountability and expedite the removal of potentially harmful meat and poultry from store shelves.

Recent reports suggest that USDA properly inspects meat-processing facilities on a daily basis less than 40 percent of the time. Furthermore, a number of plants may have never been tested. I am pleased that the Bioterrorism legislation passed earlier this week will help to alleviate some of USDA's problems with funding plant inspections.

However, this bill to provide greater disclosure of contaminants, increased penalties for knowingly distributing tainted products, and greater authority for the Agriculture Secretary to move swiftly against facilities found to be producing harmful meat and poultry products will lead to a healthier and safer American food supply.

Furthermore, my bill will help alert Americans to the seriousness of food borne contamination, which is estimated to cause approximately 75 million illnesses, 325,000 hospitalizations and 5,000 deaths per year. Mr. Speaker, given the new and emerging threats to public health and our national security, we must be vigilant in safeguarding our national food supply.

I am pleased to be reintroducing this important legislation, and I strongly urge my colleagues to support it.

A MEMORIAL DAY MESSAGE—A TRIBUTE TO OUR BRAVE SERVICE MEN AND WOMEN

HON. ANDER CRENSHAW
OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. CRENSHAW. Mr. Speaker, I wanted to share some thoughts with you today as the nation pauses to honor the men and women who fought and continue to preserve our freedom. It is an especially meaningful Memorial Day as we so recently were reminded of the great country that we live in and the burden that goes with protecting our freedoms.

Today, our military is fighting a new kind of war. A war not against a country but against an ideology that would try to destroy the liberties that we have come to enjoy. It is a war fought differently. It is a war fought with new technology in a land that is very old world. It is a war that has Forward Air Controllers riding horseback and calling in strikes from laptop computers. It is a war being fought from our ships stationed 700 miles from targets. It is a war that utilizes B-52s for precision targeting, but it is also a war that calls for our troops to go from cave to cave to seek out the enemy and kill them.

It is a war whose enemy is difficult to identify. It may be a different kind of war, but war always brings casualties—and this war is no exception.

September 11, 2001, gave us a wake-up call on our own soil not felt since Pearl Harbor. This time the victims were not just sailors and marines. This time the victims were secretaries, clerks, stockbrokers, office workers, and, lots and lots of firefighters. These victims, like our military troops, were fathers, sons, mothers, daughters, aunts and uncles. Some died while performing heroic acts, but most were just ordinary people who perished during a brutal act of war.

So this year, as we remember our war heroes, let us say a prayer for our newest casualties. Let us make room in our hearts for those new recruits to the battle for freedom and peace.

But make no mistake; it will be the military that will shoulder the responsibility of trying to protect us against another attack. It will be our uniformed troops who will serve in distant lands to protect their children's graduations and birthdays, who will not be home for Christmas. And, as in the past, they will go into harm's way unafraid and with the determination that draws strength from those who fought and died before them.

I thank you for your service to our country and to your fellow comrades, especially those who paid the ultimate sacrifice. I thank you for the leadership you have shown as you have lived your lives as stalwart soldiers in America's role as freedom's beacon. The young men and women serving today are fighting a new kind of war. But it will take the same type of soldier America has always produced—a soldier, like you, who is willing to put aside self interests for the good of the country. A soldier, like those we honor today, who is willing to die for those whose liberty we protect. Thank you for all that you have done for your country and for the memory of those who are no longer with us.

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RE-INTRODUCTION OF THE SAFE AND FAIR ENFORCEMENT AND RECALL FOR MEAT AND POULTRY ACT

HON. JOHN ELIAS BALDACCI
OF MAINE

IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. BALDACCI. Mr. Speaker, I rise today to reintroduce the Safe and Fair Enforcement and Recall for Meat and Poultry Act—to help strengthen the protection of meat and poultry across the United States. As a member of the House Agriculture Committee, I have long been concerned about the safety of our nation's food and water supplies. My SAFER Meat and Poultry Act would expedite the removal of potentially contaminated products from store shelves and provide greater enforcement authority to protect public health.

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ESSAY CONTEST WINNERS

HON. HENRY J. HYDE
OF ILLINOIS

IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. HYDE. Mr. Speaker, every year in my district, I ask students in grades 8th and 12th to participate in an essay contest. This year's contest focused on the events of September 11, 2001, and how they shaped our Nation. Specifically, this year's essay question was as follows: "September 11, 2001, was a shock felt around the world. Our country was attacked by suicidal, fanatic terrorists. It must be our resolve to protect America. Eternal vigilance is the price of liberty. How can our government protect us at home and abroad?"

I am pleased that so many students chose to enter this essay contest. Unfortunately, however, there can only be one winner in each group: 8th grade and 12th grade. This year's 8th grade winner was Melissa DeLeo from Chicago. She attends Mary, Seat of Wisdom School in Park Ridge. The 12th grade winner was Karen Difer from Niles, IL. She attends Maine Township High School South in Park Ridge, IL.

Ms. DeLeo's untitled essay is as follows:

I have been taught that America stands for freedom, equality, liberty and justice for all. I believe this even now more than ever before. This is our America, the America that many men and women fought for, the America that is the land of opportunities and my America, the America where I have the opportunity to write this essay with my right of freedom of speech. Our America was attacked, but there are ways that our government and we, the American people, can protect ourselves. I think that there are three

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main areas of concern. These three areas are: the coordinating all of the government agencies with sharing information, our readiness for the possibility of future attacks and granting of the nations that support us in our effort against terrorism.

The first way I think we can better protect ourselves is coordinating all of the government agencies. This cooperation must inform the public not only of possible attacks but also with instructions of how to react. We could be doing a lot of work with security during these times. Then the government agencies must introduce a new form of coordination applied to the use of their personnel and resources and organizations. Such as compatible computer files and disks accessed by the computers shared by the organizations and government agencies. We should all have access to the same information and the same amount of details to make the operation, as a whole, a bigger success. By coordinating all of the government agencies, none of these details or important information will be missed or overlooked. Also, by keeping the American people well informed we could be able to know where our help and our financial aid are needed.

The second way I think we can better protect ourselves is by giving aide to the nations that support us. This means that we should send supplies and financial assistance to the nations that are wholeheartedly joining the effort against terrorism in the world. This will help them to continue their effort and to help other nations to join the effort against terrorism. This will show the terrorists that the United States of America and many other nations are willing and able to put an end to their intimidation and terrorism on the world. Only then could we put an end to all of this tragedy that has happened for no reason at all. Then by getting more nations involved they would be able to contribute their different areas of knowledge so that we could better see the different aspects of the situation and all of the possibilities of security and planning. Also if every nation tried to eliminate the terrorism located in their areas of the world that would be one step at a time to stop all terrorism.

Therefore, the three main areas of concern that I think we should focus on are: coordinating all of the government agencies with sharing information; readiness for the possibility of future attacks; and granting of the nations that support us. These are some of the ways that would give us a start on riding the world of terrorism and making the world safer, more peaceful and happier place.

I am an eighth grader that already has many hopes, dreams and goals for the future. When the Sept. 11 tragedy occurred, many people thought our nation would be divided. They were wrong. We as a nation realize the phrase, “United States of America” into action. People bonded together like no American has ever seen before. All Americans showed respect, love and compassion for each other which once was hidden by greed and selfishness, and now was shown through love, help and courage. We now at least I now have a deeper understanding of the meaning of the great and amazing value of life, and now try to live every day to the fullest. I believe that what before each person thought of as their own dream can only be reached when we work together and help one another feel the support and strength of the United States of America. We are Americans and UNITED we STAND FOREVER.

Ms. Differ’s essay, entitled “Protection from Within,” is as follows:

Right now the United States government is revisiting a question that dates back to the writing of the Constitution—what role should the government play in protecting its citizens? The events of Sept. 11th have made it apparent that the current role of the government no longer ensures national security. So what changes should the government make in order to protect its citizens? This question is very difficult to answer because the government needs to safeguard its citizens from those wishing to inflict harm upon the United States. But how can the government ensure its citizens their constitutional rights. While the government of the United States serves to uphold constitutional rights, lead, and protect the people, the real strength of the United States of America is found in its people. Since Sept. 11th United States citizens have further demonstrated their commitment to freedoms and principles the United States is based upon through tremendous waves of patriotism and selfless giving. The United States government’s job is stopping terrorism and protecting its citizens is found in utilizing the resources of its citizens. By creating greater channels of communication between government security agencies and common citizens while also working to monitor possible security threats, the United States government would be able to implement a greater degree of security domestically, nationally, and internationally.

The United States government can protect its citizens through a network of security agencies. One of the most effective ways to eradicate crime in a community is through a neighborhood watch. A neighborhood watch program helps to provide a sense of community in a neighborhood and teaches people to look out for one another. A neighborhood watch program also sends the message to criminals in a community that violence and crime are not tolerated. This same type of approach needs to be taken with domestic security. United States citizens need to work together at the local level to spot suspicious activity and possible security threats within their own communities. After all, no one knows better than the resident of a community when something just does not seem right. One way the government could utilize the power of the “neighborhood watch” is through a communication program with individual communities. The government could create a free flow of voluntary security information by creating a network of local government agencies and making them very accessible to citizens. This national network of local government security agencies would be in conjunction with the departments and promote the principles of a neighborhood watch. Like police officers, the security agents would be trained in dealing with suspicious behavior and reporting suspicious activity. However, these agents would serve more as mediators in a community and informants to national government security agencies and less as patrolmen. Local security agencies would also have the function of securing public places that could pose specific threats if accessed by terrorists. The security of power plants and airports. Agents could make sure that proper security procedures are taking place in these institutions and could notify national security agencies if something were to happen. Local law would be responsible for making sure that all visa information for visitors in the United States in their assigned community is kept up-to-date and is legal. If security threats are stopped at a local level there will be a great reduction of security threats at the national level.

In addition to protecting its citizens domestically, the United States government needs to protect its citizens internationally. While creating local neighborhood programs, the United States government could also use the same ideology to create a “national neighborhood watch”. This watch would consist of countries devoted to stopping terrorism and providing protection of freedom to all of the world’s people. The national neighborhood watch could be formed as a committee through the United Nations that promotes peace—the United Nations. Through the United Nations the world neighborhood committee could effectively monitor and protect international security threats and send the message to rogue nations that criminal behavior and terror will not be tolerated in the world community. By forming bonds with other nations committed to the same security goals as the United States, the national neighborhood watch could peacefully identify and stop harmful terrorist activity before it is executed.

Since Sept. 11th every single American has been robbed of the peace and security that once characterized the United States of America. The only way to reclaim our security is through hard work and cooperation with our neighbors and with our government. We need to look out for our neighbors and assist them when they are in need. We need to report activity that “just doesn’t seem right.” It is our responsibility as the American people and the American government to work together with the world community to restore the peace felt before Sept. 11, 2001. After all, if we as Americans let the terrorists take one of our peace and security then they have won.

PERSONAL EXPLANATION

HON. XAVIER BECERRA
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. BECERRA. Mr. Speaker, on Wednes- 
day, May 22, 2002, and Thursday, May 23, 2002, I was unavoidably detained, and therefore unable to cast my floor vote on two pro- cedural votes. The votes I missed include roll- 
call votes 196 and 197, both Motions that the Committee Rise on the 2002 Supplemental Appropriations Act for Further Recovery from and Response to Terrorist Attacks on the United States.

Had I been present for the votes, I would have voted “aye” on rollcall votes 196 and 197.
COMMEMORATING ASIAN PACIFIC AMERICAN HERITAGE MONTH “UNITY IN FREEDOM”

HON. PATSY T. MINK
OF HAWAII
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mrs. MINK of Hawaii. Mr. Speaker, it is a privilege to rise today to commemorate May as APA Heritage Month. It is a time not only to honor the many Asian Americans and Pacific Islanders that have made contributions to our great society. It is also a time to remember that this greatness is based upon the richness and vitality of a culture that embraces diversity.

The month of May was chosen as Asian Pacific American Heritage Month to mark the immigration of the first Japanese to the United States in 1843. The freedoms that were sought and acquired then are the same freedoms that draw the many immigrants to our country today. And it is our welcome that defines the “unity in freedom” we so desire.

For not for our hospitality we would not have Yo-Yo Ma, who, in 1963, attended Juilliard School of Music. He earned a bachelor of music degree and has since enchanted the world with his brilliance as a cellist. Or we may not have the Viet Nam Memorial designed by architect Maya Ying Lin, whose parents emigrated to our country from China in the 1840s. When, as a student at Yale, she created the memorial’s design.

We look at the accomplishments of Asian Americans and Pacific Island athletes who have changed the face of sports with their extraordinary abilities. Duke Kahanamoku, a native Hawaiian, won three gold and two silver medals in swimming over the course of three Olympics in the early 20th century. Tiger Woods, golfer extraordinaire, had the opportunities at a young age to excel at a sport that was once thought of as elitist. Figure skaters Kristi Yamaguchi, gold medalist in the 1992 Olympics, and Michelle Kwan, the most decorated women skater in history, have turned the Olympic dream into reality. Just recently the world witnessed Apollo Ohno, a Seattle native, take the Winter Olympics by storm as he rose to the top of his sport, short track speed skating, by being the first American to win the gold and silver medal.

Perhaps a name less known to the world is Dr. David Ho, a molecular biologist, who, at the age of three emigrated with his family to our country in search of a better life. Dr. Ho’s dedication as an AIDS researcher led to the development of the anti-viral drug “cocktails,” that has earned him Time Magazine’s 1996 Man of the Year.

The grandeur of our universe is not big enough to hold the heroic deeds of our NASA astronauts. Two Asians have the distinction of being firsts. In 1996, Kalpana Chawla, a mission specialist on the space shuttle STS-87, became the first Indian American woman in space. Lt Colonel Ellison Onizuka, a Japanese American from the Big Island of Hawaii, loomed high as the first Asian American in space. Colonel Onizuka tragically lost his life in the 1986 Challenger explosion.

Lest we not forget the Asian American and Pacific Island veterans who lost their lives in the service of our country. Their courage and gallantry has preserved the freedom and democracy that all Americans enjoy.

RECOGNIZING THE MONTH OF MAY AS ASIAN PACIFIC AMERICAN HERITAGE MONTH

HON. NEIL ABERCOMBIE
OF HAWAII
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. ABERCOMBIE. Mr. Speaker, I rise today to recognize and celebrate the month of May 2002 as Asian Pacific American Heritage Month.

In June 1977, Representatives Frank Horton of New York and Norman Y. Mineta of California introduced a House resolution that called upon the President to proclaim the first 10 days of May as Asian Pacific Heritage Week. That was later followed by a Senate bill introduced the following month by Senators Daniel Inouye and Spark Matsunaga. On October 5, 1978, President Jimmy Carter signed a Joint Resolution designating the annual celebration. In May 1990, the holiday was expanded further when President George Bush designated May to be Asian American and Pacific Islander Heritage Month. The month of May was chosen to commemorate the arrival of the first Japanese immigrants to the United States in May 1843.

H. Res. 408, introduced by my colleague and the Congressional Asian Pacific American Caucus Chair, Representative David Wu, recognizes the contributions of Asian Pacific Americans to our Nation. As an original co-sponsor of this resolution, I recognize and commend how Asian Pacific Americans have contributed to the prosperity and vitality of our society. Whether in government, business, education, the military, science, technology, or the arts, Asian Pacific Americans bring to our society a rich cultural heritage representing many languages, ethnicities, and religious traditions.

Diversity represents one of our country’s greatest strengths. I am honored to represent the State of Hawaii in Congress. Much of the character of my State and district is a result of the great diversity Asian Pacific Americans have brought to our country. While I am proud to share in the contributions that Asian Pacific Americans have made to our national identity and culture.

A TRIBUTE TO FIRST LUTHERAN CHURCH

HON. ADAM B. SCHIFF
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. SCHIFF. Mr. Speaker, I rise today to honor First Lutheran Church in Pasadena, CA. On Sunday, June 2, First Lutheran will celebrate its 110th anniversary with a day of prayer and celebration marking the extraordinary history of the church and its congregation.

First Lutheran was convened in 1892 at the Grand Hotel in Pasadena. Originally, due to the German congregation, all church business and services were conducted in German. The church’s constitution was written in German. It wasn’t until 1914 that all services were conducted in English, and it wasn’t until the early 1920s that the church’s constitution was translated into English.

Between the 1940s and 1960s, 800 to 1000 parishioners attended weekly Sunday services. The church had grown so large and so popular at one point that the services were broadcast for a time on Glendale radio station KIEV. First Lutheran’s popularity was a direct result of the inviting atmosphere of the church’s services and congregation. Parishioners further when President George Bush chose to attend First Lutheran as they settled in southern California and all of them remark that their decision was based on the feeling of
“being home,” that First Lutheran gave to them.

The feeling of “being home” extended to, as the First Lutheran Mission Statement reads, “all people.” While many churches around the nation fought against integration, First Lutheran was ahead of its time in treating all people as equals and it was in the 1940s and 1950s that the congregation began to integrate. Today, First Lutheran looks like America. It has acted and will continue to act as a refuge for all who come to worship together regardless of differences.

I am proud to be able to recognize First Lutheran for its 110 years of offering a place of solemn and joyous worship to the people of the San Gabriel Valley and I ask all Members to join me in congratulating the congregation for the years of remarkable achievement.

HONORING CONGREGATION B’NAI ZION

HON. PETER DEUTSCH
OF FLORIDA
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. DEUTSCH. Mr. Speaker, I rise today to recognize a cornerstone of the religious community in South Florida, Key West’s Congregation B’nai Zion. Founded in 1887, the B’nai Zion Synagogue has remained an integral part of the Key West community for over 115 years and is the oldest Jewish congregation in Key West, as well as one of the oldest in the state of Florida. I am saddened, however, to report that a fire nearly destroyed the synagogue of Congregation B’nai Zion early in the morning hours of April 16.

I come to the floor today to offer my deepest sympathies to the people of the Congregation. The synagogue, which serves as a sanctuary for 250 worshipers, also included a residence for Rabbi Joseph Hirsch. The fire destroyed the majority of its rooms, leaving Rabbi Hirsch homeless, a travesty.

A special tribute is due First Lutheran for its 110 years of offering a place of solemn and joyous worship to the people of the San Gabriel Valley and for the years of remarkable achievement.

HON. HENRY A. WAXMAN
OF CALIFORNIA

TRIBUTE TO RABBI AVIS MILLER

IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. WAXMAN. Mr. Speaker, I rise in tribute to Rabbi Avis Dimond Miller in honor of her 18th anniversary as a Rabbi of Adas Israel Congregation in Washington, DC. I have known Rabbi Miller for many years. She is an accomplished Rabbi, a talented teacher, and a good friend. I have appreciated the first-hand power of her sermons, the impact of her activism, and the great admiration and respect she has earned from congregants, colleagues, and community members.

As the first woman to serve a major Conservative pulpit, and the first woman ever appointed to chair a national committee for the Rabbinical Assembly of the United Synagogue for Conservative Judaism, Rabbi Miller is an impressive role model and a pioneer in the Conservative movement. In her tenure with Adas Israel, her scholarship, wisdom and insight have resulted in developing programs for young adults and young families, and she has authored training manuals to help other synagogues encourage unaffiliated Jewish families to participate in their communities. In her role as chairwoman of the Rabbinical Assembly of the committee, she has played a tremendous role in helping countless Jewish Americans embrace their Jewish identity.

Rabbi Miller has also inspired the congregation to have an ambitious social action agenda, on issues ranging from the plight of Ethiopian Jewry to the plight of homelessness. She is credited with organizing the congregation’s Bikur Holim Committee, a program for visiting the sick, and publishing the first Jewish guide on the subject. She has lectured extensively on medical ethics issues regarding, genetic discrimination, and she will soon put forth an anthology of sermons she delivered during Adas Israel’s High Holiday services over the past 18 years.

In Hebrew, the number 18 is the numeric equivalent of the word chai—life, and Rabbi Miller has truly been a pillar of strength and compassion.

We owe Rabbi Miller a debt of gratitude for her service to Adas Israel Synagogue and the greater Washington Jewish community. On June 2, 2002, when Adas Israel celebrates Rabbi Miller’s special 15 year milestone, it will be my pleasure to join Rabbi Wolinberg, her family, and friends, and the entire Adas Israel community in paying tribute to her achievements and wishing her continued success in all of her endeavors.

TRIBUTE TO RABBI AVIS MILLER

HON. MIKE ROSS
OF ARKANSAS
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. ROSS. Mr. Speaker, today, I have the honor of sharing with you a touching tribute to the victims of the September 11th attacks, to our Nation, and to our legacy of freedom. I was visited recently by a gentleman from my hometown, Leo Smith. Leo is a graduate of the University of Central Arkansas and works as a safety manager at a plant in Hope, Arkansas. In his profession, he is concerned with protecting the lives of his coworkers, but after September 11th, he was concerned with the lives of many more.

We have all chosen our own method to deal with the tragedy of the attacks on our Nation. Leo chose to express his anger, helplessness, and also his pride through a poem entitled “Let Freedom Ring.” Leo thoughtfully presented me a copy of this poem, and it was very moved upon reading it.

In his poem, Leo recognizes that “the land of the free will never be the same again, not for you or for me.” The poem identifies the transformation of our country, the loss, but also the gain of something new. Leo knew that the attacks signified the start of a war to defend freedom, but the sudden display of patriotism, the tribute to those who have died throughout our nation’s history to defend that nation, in his own words, “Let me know the battle has already been won.”

It is in pride and gratitude that I share with you and submit to the CONGRESSIONAL RECORD Leo Smith’s poetic eulogy to the victims of the attacks. His words lament the loss we all felt that day, but express the hope that soon followed. As he puts it, What will happen next? The answer to this only God knows. But on that Tuesday, September 11th, Was born a new breed of heroes.

LET FREEDOM RING
(Leo Smith)

America the Beautiful, the land of the free, will never be the same again, Not for you or for me. Tragedy struck quickly, It rocked the entire world, Changing many of today’s families. To widows and little orphan boys and girls.

Pictures of blood shed and destruction, On television night after night, People filled with compassion, Hearts filled with fright.

What will happen next? The answer to this only God knows. But on that Tuesday, September 11th, Was born a new breed of heroes.

Everyone who helped was a hero, Giving blood or looking through the rubble, Or just saying a prayer for the victims, Or just telling your someone that you love him.

Our nation, one people, all helping for the cause, Made tears come to my eyes, And me to take a long pause.

Red, white and blue forever, U.S. flags flying everywhere as far as the eye can see, Respecting the deaths of our forefathers, Who fought and died for us to be free.

All our people pulling together, Let me know the battle has already been won, All races uniting and bonding, We are one nation, just one.
CONCURRENT RECEIPT PART II—VETERANS

HON. DARLENE HOOLEY
OF OREGON
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Ms. HOOLEY of Oregon. Mr. Speaker, most of this body is aware of the so-called concurrent receipt penalty affecting our military veterans with service-connected disabilities. While Congress has undertaken gradual steps to remedy this situation, numerous veterans in my home state of Oregon have contacted me about a situation which I feel is equally unfair. With the conclusion of the Cold War, the Department of Defense has employed numerous separation programs to comply with Congressional mandates and decrease the number of active military personnel. The DoD implemented the Special Separation Benefit (SSB), and the Variable Separation Benefit (VSI), which were both designed to award servicemen and women with immediate compensation in return for early retirement from the Armed Services.

What many of these servicemen and women did not know is that by agreeing to leave active duty and accept the SSB or VSI payment, they were effectively signing away their right to receive future service-connected disability payments from the Veterans Administration. As it currently stands, any service member who accepted the SSB payment and is diagnosed with a service-connected disability must repay their payment in full before he or she can receive disability pay. Likewise, members who receive the VSI payment cannot receive the full disability payment to which they would otherwise be entitled.

I find this practice reprehensible. Many service-related disabilities might not become apparent for several months or years after separation. Consequently, everyone who made use of these programs could not have possibly known the way in which they would be affected by the offset provisions. What’s more, many service members made the decision to accept the separation pay only because the alternative would be an eventual, forced retirement.

To remedy this problem, I am introducing bipartisan legislation with my colleagues Jim Garamendi and Richard Baker from Louisiana. Please, join me in helping bring an end to this reprehensible practice.

PERSONAL EXPLANATION

HON. JO ANN EMERSON
OF MISSOURI
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mrs. EMERSON. Mr. Speaker, I was attending to a family emergency and missed the following recorded votes. Had I been present, I would have voted, Yes on rolcall vote 171, Yes on rolcall vote 172, Yes on rolcall vote 173, Yes on rolcall vote 174, Yes on rolcall vote 175, Yes on rolcall vote 176, Yes on rolcall vote 177, Yes on rolcall vote 178, Yes on rolcall vote 179, Yes on rolcall vote 180, Yes on rolcall vote 181, Yes on rolcall vote 182, Yes on rolcall vote 183, Yes on rolcall vote 184, Yes on rolcall vote 185, Yes on rolcall vote 186, Yes on rolcall vote 187, Yes on rolcall vote 188, Yes on rolcall vote 189, Yes on rolcall vote 190, Yes on rolcall vote 191, No on rolcall vote 192, Yes on rolcall 193, Yes on rolcall 194, No on rolcall 195, No on rolcall 196.

BOB STUMP NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2005

SPEECH OF
HON. PETER A. DEFAZIO
OF OREGON
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 9, 2002

The House in Committee of the Whole on the State of the Union had under consideration the bill (H.R. 4546) to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, and for military construction, to prescribe military personnel strengths for fiscal year 2003, and for other purposes;

Mr. DEFAZIO. Mr. Chairman, I rise today to continue with my statement against H.R. 4546, the fiscal year 2003 Department of Defense authorization act. In my prior comments, I debated how some quality-of-life improvements for active duty and Reserve personnel that I strongly supported were overshadowed by unnecessary spending on weapons systems like the Crusader artillery system and the Comanche helicopter.

Unfortunately, as I mentioned in two previous statements about H.R. 4546, the House Rules Committee blocked any amendments to reform or eliminate unnecessary weapons systems from being considered. Today, I want to talk about another weapons system of dubious value, the F–22 Raptor fighter jet, that was fully funded in H.R. 4546. There is no threat that justifies the pursuit of this fighter jet program. Particularly when the Pentagon is simultaneously pursuing two other new fighter jet programs, the Joint Strike Fighter and the F–18E/F.

I offered two amendments on the F–22 that came directly out of the recommendations in a March 2002 GAO report. My first amendment would have reduced the number of low rate initial production aircraft from 23 to 13. My second amendment placed two conditions on the program: the Air Force must absorb all of the costs, and requiring the Air Force to monitor key manufacturing processes of the private contractors. Neither of these amendments was allowed to be debated by this House. In addition to the GAO, a variety of independent analysts have raised concerns about the F–22. Even the House of Representatives has gone on record expressing concerns. In the House report for the fiscal year 2000 Department of Defense appropriations bill, the Armed Services Committee highlighted a number of concerns about the program including various technical problems, the inability to control rising costs, and the questionable need for the aircraft. The House report even mentioned suitable alternatives to the F–22.

The problems highlighted in the House report have only gotten worse. Unfortunately, Congress seems content to bury its collective head in the sand and move forward with procuring F–22s that are too expensive, don’t work, and are unnecessary. A March 2002 GAO report identified $40 billion in ongoing problems with the F–22. In summary, GAO found “The F–22 did not meet key schedule goals for 2001, the cost to complete planned development is likely to exceed the $21 billion reported to Congress, and the program is not far enough along in flight testing to confirm Air Force estimates of the program’s effectiveness.”

The problems identified by GAO include:

Rising cost concerns: In the FY02 DOD authorization bill, Congress removed the development cost cap. Current estimates are the development costs will be $21 billion. However, that cost is likely to rise because flight testing delays may lead to an extension of the development program, and Lockheed Martin’s costs, which are borne by taxpayers, have increased. Over the last two fiscal years, Lockheed’s costs have exceeded budgets by $218 million. In addition, the Air Force test schedule increased costs by $557 million.

Delays in testing: The Air Force realigned the testing schedule in June 2001 because development test aircraft are taking longer to assemble than anticipated, available test aircraft are not achieving the number of test objectives per flight hour that are specified in the plan, and completion of the test schedule is highly dependent on a single test aircraft rather than the three as originally planned. The Air Force has a goal of ten test points per hour, but the program is only accomplishing seven per hour, 30 percent less than planned. GAO notes, “Avionics testing with development test aircraft has been limited.” Only around 22 percent of planned avionics test points have been completed. GAO computations show that development flight testing necessary for the planned start of operational testing might not be completed until March 2004, 11 months later than planned.

However, the Air Force now plans to overlap development flight testing with operational flight testing. But, GAO warns “there is an increased risk involved in the concurrency, and there is still a high risk of not completing an adequate amount of development flight testing before operational testing is scheduled to begin.”

The Air Force has also decided to dumb down the testing. GAO notes, “The Air Force eliminated and consolidated some test points (specific test objectives conducted during flight testing) and deferred other test points . . . as a result, the combined total flight test points may not be sufficient to meet goals by approximately 4,708 points, or 31 percent.”

A recent review by the Air Force Operational Test and Evaluation Center concluded there was insufficient testing completed to assess nine of the ten key performance parameters. GAO projects that airframe flight testing will have to continue until February 2008 to accomplish all the remaining 8,199 test points with one aircraft, which is almost four years beyond the current schedule. GAO concludes that the Air Force’s cheerleading about the success of the test program is largely overblown. GAO wrote, “the program’s cost estimates are based on limited flight test data, computer models, ground tests, and analyses. Flight test progress has been slower than expected, thus
delaying the confirmation that the F-22 will deliver required performance."
I am also concerned about quality control problems in the F-22 program. According to the GAO, "The Air Force has estimated that the F-22 should at this point in development be able to complete 1.55 flying hours between maintenance aircraft have been completing only .60 flying hours between maintenance."

GAO also identified problems with the compound that helps make the F-22 stealthy. GAO noted that even the new formula has been prone to cracking and swelling. The Air Force is also investigating a problem with the aircraft's vertical tails that could impact performance. GAO warns: "Buying production articles before they can be adequately tested can result in buying systems that require significant, and sometimes costly modifications to achieve satisfactory performance; accepting less capable systems than planned; and deploying substandard systems to combat forces."

Finally, I am concerned about inadequate oversight of private contractors. In November 2000, when the F-22 program office ceased collecting information on the percentage of key processes in control, the contractor had only 44 percent of its manufacturing processes in control. GAO expressed concern about this lack of oversight. "During our current review, the F-22 program officials told us that neither they nor the prime contractors track the status of manufacturing processes in control because of the cost involved in tracking these processes. They rely on subcontractors to manage their own manufacturing processes. Hence, the program office may be committing to increased production quantities without knowing the percentage of key manufacturing processes that are in control. Continuing to increase the F-22 aircraft production quantities in low rate production before 100 percent of the key manufacturing processes are under control increases the risk that manufacturing and assembly problems evident with the development test aircraft will carry over into the production program."

In a strongly worded conclusion, GAO wrote: "The cost involved in correcting manufacturing and assembly problems would most likely exceed the cost of tracking and manufacturing processes." My amendments would address the concerns of the GAO and protected taxpayers. Unfortunately, as I mentioned before, the Rules Committee refused to allow a real debate and blocked my amendments from floor consideration.

From a very young age, he became fascinated with acoustics and radio, and even built his own radio receiver a year before the first public radio broadcast. That fascination would follow him the rest of his life. His career began in 1926 after graduating from New Mexico State University with a degree in Electrical Engineering. However, it was employed by General Electric to work with radio. He went on to earn his Master's Degree in Electrical Engineering at Stanford University, continuing research in audio frequency and efficiency.

After serving in World War II, Paul decided to dedicate his life to building loudspeakers, determined to achieve accurate sound reproduction. From his home in Hope, Arkansas, he spent years researching and conducting experiments, and much of his work was patented. In his lifetime, Klipsch was granted three patents in ballistics, eight in geophysics, and twelve in acoustics. His Heritage Line of speakers are known worldwide for their quality and accuracy that set industry standards. In fact, I enjoy using them in my own home.

Paul Klipsch's greatest achievement was his awards during his lifetime. He has had buildings, lecture halls, and auditoriums named in his honor. Perhaps his most distinguished honor came in 1997, when he was inducted and enshrined in the Engineering and Science Hall of Fame joining members such as Thomas Edison, Jonas Salk, and the Wright Brothers. He was recognized as a visionary for improving the quality of life for all humanity.

The same can be said for both his professional and personal life. An avid philanthropist, Klipsch spent his 98 years on this Earth trying to better the lives of his neighbors. He always gave credit to Divine Guidance, and invoked it frequently. He has been described as raw, eccentric, straightforward, controversial, fascinating, whimsical, and extraordinary.

My heart goes out to Paul's wife of nearly 26 years, Valerie, their son, Raymond, and their two grandchildren as they deal with this difficult loss, and I am keeping all of them in my thoughts and prayers. While he may no longer be with us, his life and legacy will be remembered for generations to come.

ASIAN PACIFIC AMERICAN HERITAGE MONTH

HON. NANCY PELOSI
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Ms. PELOSI. Mr. Speaker, I am pleased to join with Mr. Wu, Chairman of the Congressional Asian Pacific American Caucus, and other members of the caucus to observe Asian Pacific American Heritage Month. I commend Mr. Wu for his leadership of the Caucus.

The theme this year is "Unity in Freedom." In the wake of the September 11 terrorist attack, our nation has gained a new sense of unity and a new appreciation for our freedoms. Immigrants and ethnic groups are a vibrant and vital part of who we are as a country, and we must use these challenging times to learn about diverse cultures which we otherwise.

Asian Pacific Heritage Month provides us with the opportunity to recognize the important contributions of Asian Pacific Americans. In the San Francisco Bay Area, we have three exciting projects underway that will help educate all Americans on the experiences of immigrants from Asia and the Pacific region.

In the Golden Gate National Recreation Area in San Francisco, plans are underway to establish two important links to our past: the Pacific Coast Immigrant Museum and the Building 640 Interpretive Center. I am seeking funding this year to advance these two projects.

The immigration museum will serve as a western counterpart or "bookend" to the famous Ellis Island Immigration Museum. It will celebrate the unique experience of Americans who came to the West Coast from Asia, the Pacific Islands, Latin America and other regions. It will be the only museum to present the history of all immigrants who settled on the West Coast. The Pacific Coast Museum will also provide active linkages to other historical sites and institutions throughout the region.

Building 640 at the Presidio was the site of the original all-Nisei language school of the Military Intelligence Service of World War II, the forerunner of the famous Defense Language Institute in Monterey. While their families were living in internment camps, Japanese Americans were trained in Building 640 to assist the U.S. military with translation and battlefield interrogation. The interpretive center will be dedicated to the Military Intelligence Service and to the exploration of the Japanese American experience.

An important related project is the effort underway to preserve the Angel Island Immigration Station in San Francisco Bay. Congresswoman WOOLSEY is leading the drive to obtain federal funding for Angel Island. Between 1910 and 1940, hundreds of thousands of immigrants from around the world entered the United States through Angel Island. The immigration station is best known for the experience of Chinese immigrants from 1882 to 1943, when the Chinese Exclusion Act prohibited many Chinese from coming to the U.S. and denied citizenship to foreign-born Chinese. Many Chinese were interned at Angel Island for up to two years.

Together, these three projects offer a way to tell stories of great resonance to current and future generations. The contributions of people of different origins to our common heritage and our military security have never been more relevant.

I am pleased to have this opportunity today to honor all of the contributions of Americans of Asian and Pacific Islander heritage.

ASIAN PACIFIC AMERICAN HERITAGE MONTH

HON. ROBERT T. MATSUI
OF CALIFORNIA
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. MATSUI. Mr. Speaker, I rise today in celebration of Asian Pacific American Heritage Month. It is my pleasure to acknowledge the tremendous achievements and contributions that the Asian Pacific American community has made to our society. Asian Pacific American Heritage Month provides us with an opportunity to reflect upon the diversity that makes our nation so strong, and the particular accomplishments of the APA community.
I would also like to take this opportunity to thank all those who remain dedicated to advancing the goals of the APA community. I commend all of the APA organizations across America for enhancing the voice of APAs in the political and social arena. Their tireless efforts inspire others to achieve their dreams. All Americans must feel as if their ethnic background and heritage benefit from their work.

This year, many organizations are choosing to celebrate Asian Pacific American Heritage Month by focusing on the theme, “Unity in Freedom.” This theme resonates deeply in the wake of September 11th. Following the attacks, the APA community has been a leading voice in the fight to protect the civil liberties of all Americans, regardless of race, ethnicity, or religion. This deep and enduring commitment is a testament to the remarkable resilience of APAs throughout American history.

It is quite fitting that our great nation takes the time each year to honor the exemplary contributions of APAs. This month allows us a moment to reflect on the past successes and struggles of the APA community, as well as the promise of the future. As we examine and celebrate the distinct heritage of Asian Pacific Americans, it is important to acknowledge that the diverse fabric of our nation is bound together by a shared set of values: freedom, liberty, and equal opportunity. The APA community has long exemplified these values. It is an honor to highlight Asian Pacific American Heritage Month on the floor of the U.S. House of Representatives.

ASIAN PACIFIC AMERICAN HERITAGE MONTH
HON. DAVID WU
OF OREGON
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. WU. Mr. Speaker, I rise today in honor of Asian Pacific American Heritage Month. In 1992, President George H.W. Bush signed into law legislation that designated May as Asian Pacific American Heritage Month to recognize and celebrate the contributions of Asian Pacific Americans to our nation. From the building of the transcontinental railroad to the development of the Internet, APAs have played an active and profound role in the development of our country. Asian Pacific Americans have helped to make tremendous advances in politics, medicine, technology, business, music, literature, film, athletics, and countless other fields. APAs have also honorably served to defend the United States in times of armed conflict, from the Civil War to today. As Chair of the Congressional Asian Pacific American Caucus, I am proud to recognize these achievements.

While many APAs are thriving, we must not forget those who are struggling to overcome obstacles, including language and cultural barriers as well as discrimination.

Mr. Speaker, I cannot stress enough the importance of improving data collection on Asian Pacific Americans. The tremendous diversity within the APA community poses challenges. Most data collection systems fail to lump various Asian Pacific Americans together in a single category, swallowing up numbers for each distinct group and failing to present an accurate picture of subgroups. It is important that we recognize the distinct cultures, traditions and histories that make up the Asian Pacific American community.

America draws its strength from its tremendous diversity. APAs are one of the fastest growing populations with over 11.9 million of us across the American landscape. I am honored to take part in Asian Pacific American Heritage Month by celebrating the many achievements of APAs in American history.

MEMORIAL DAY 2002
HON. STENY H. HOYER
OF MARYLAND
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

Mr. HOYER. Mr. Speaker, I rise today to pay tribute in advance of this Monday’s Memorial Day celebrations to the brave men and women who have sacrificed their lives while serving our country in the armed services. Memorial Day, originally founded as Decoration Day in 1868, is the one day a year that all Americans pay their respects to those killed in war.

The day’s rituals are rooted in the tradition established by family members and friends who gathered in cemeteries to adorn the grave sites of loved ones who had died in battle with flowers, ribbon, and memorabilia. Today, we continue that tradition and gather as a country to remember and honor those lost in the service of our nation. It is quite fitting that our great nation takes this moment to reflect on the past successes and contributions of our armed forces for the betterment of our country and our way of life—although we should certainly not confine our recognition to this one day.

We see this recognition and appreciation carried out in acts around the country, such as that of the 1,200 soldiers of the 3rd U.S. Infantry who place small American flags at each of the approximately 15,300 graves of soldiers buried at Arlington National Cemetery or the World War II Normandy American Cemetery and Memorial in France, to demonstrate our appreciation and acknowledge the sacrifice of those who lost their lives in our perpetual fight to maintain our freedom and sovereignty.

This unique holiday is a time to reflect on what those who have died sacrificed on our behalf and give tribute to their selfless spirit. On November 11th, we laud our veterans for their bravery and dedication to duty. We hail the American soldier on the 4th of July. On Thanksgiving Day, we give thanks for all that we have. The last Monday in May, however, is set aside to mourn those who died on the battlefield defending our Constitution, our country and our way of life—although we should certainly not confine our recognition to this one day.

We see this recognition and appreciation carried out in acts around the country, such as that of the 1,200 soldiers of the 3rd U.S. Infantry who place small American flags at each of the approximately 15,300 graves of soldiers buried at Arlington National Cemetery and patrol the Cemetery without cessation throughout the weekend to ensure each flag remains standing; or that of the Boy Scouts and Girl Scouts who place a candle at each of the approximately 15,300 graves of soldiers buried at Fredericksburg and Spotsylvania National Military Park on Marye’s Heights.

Throughout the country, our landscape is embedded with powerful symbols and monuments that reflect our heritage. These symbols strive to keep us aware of all of those who have come before us. In our busy lives however, we often take our veterans and war heroes for granted. But I believe most Americans would agree that their valiant efforts should always be at the forefront of our collective memory and we should be careful to observe this important day to honor our fallen countrymen.

Congress, we are working to support our troops abroad and strengthen America at home. The Department of Defense Authorization bill that recently passed the House of Representatives authorized over $7 billion to combat terrorism and weapons of mass destruction. The bill also included pay raises of 4.1 percent or more for military personnel, over $10 billion for military construction and family housing projects, and extended pay for certain reservists.

It also sends a disparity for military retirees who have not been able to receive their retiree pay as well as their disability pay. This bill will help improve our service readiness and improve the quality of life for all our active duty and veteran service men and women.

The fallen heroes who acted selflessly throughout our history in the face of tyranny and oppression fought a foe that we are still fighting to this very day. President John F. Kennedy once said, “A man does what he must—in spite of personal consequences, in spite of obstacles and dangers—and this is the basis of all human morality.” All American’s can learn from the bravery and courage of our lost soldiers. I urge my Colleagues to take this moment this Memorial Day and appreciate the freedom we have by remembering our fallen heroes.

PAYING TRIBUTE TO WORKERS IN NEW YORK CITY FOR RESCUE, RECOVERY, AND CLEAN-UP EFFORTS AT SITE OF WORLD TRADE CENTER
SPEECH OF
HON. BENJAMIN A. GILMAN
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES
Tuesday, May 21, 2002

Mr. GILMAN. Mr. Speaker, I rise in strong support of the measure introduced by my friend and colleague from New York, The Gentleman from ? Mr. FOSSELLI, recognizing the heroic efforts of the hundreds of men and women who served in the rescue, recovery, and clean-up operations over the past eight months at ground zero in Manhattan.

On that horrible day in September, our nation witnessed the best and the worst of humanity. The despicable, cowardly, barbaric terrorist acts were valiantly countered with the incredible heroism and courage of our firefighters, law enforcement officers, emergency personnel, and our fellow citizens.

In the hours, days, and months following the attacks, these first responders were joined by steel workers, electricians, construction workers, and a myriad of specialists in the clean-up operation. Their collective and sustained effort has resulted in the successful near-completion of the massive clean-up operation.

Mr. Speaker, I cannot stress enough the importance of improving data collection on Asian Pacific Americans. The tremendous diversity within the APA community poses challenges. Most data collection systems fail to lump various Asian Pacific Americans together in a single category, swallowing up numbers for each distinct group and failing to present an accurate
Accordingly, let us honor the sacrifices and patriotic valor demonstrated by everyone involved in this unprecedented effort. Accordingly, I urge my fellow colleagues to support this important measure.

HONORING HERMAN J. RUSSELL FOR HIS HARD WORK AND HIS SELECTION AS THE ATLANTA BUSINESS LEAGUE CEO OF THE YEAR

HON. CYNTHIA A. MCKINNEY OF GEORGIA IN THE HOUSE OF REPRESENTATIVES Thursday, May 23, 2002

Ms. MCKINNEY. Mr. Speaker, I rise today in honor of the achievements of Mr. Herman J. Russell of Atlanta, Georgia. Mr. Russell has been selected by the Atlanta Business League as its CEO of the Year for 2002.

Herman Russell transformed his father’s small steel pipe business into a thriving conglomerate of property development and management businesses, which now span throughout Atlanta, Birmingham and the Southeast. Mr. Russell’s 43-year old company has sculpted a number of major landmarks that are a part of Atlanta’s infamous skyline.

Mr. Russell’s accomplishments and influence extend well beyond the boardroom and into the community. He actively serves on several corporate boards and participates in many local, state and national charitable educational organizations. A philanthropist at heart, Mr. Russell provides scholarships for area youth, advice for budding entrepreneurs and support for economic development and empowerment.

Mr. Speaker, I rise today to honor Mr. Herman J. Russell, a pillar of the community. I am especially proud to know him and to have received lessons on the value of honesty and hard work. His unwavering integrity, consistent delivery of quality service, and generous community contributions exemplify the markings of a role model. Our community has been made better by his teachings and demonstrations of preparation, sacrifice, and dedication.

WINDSONG FILM FESTIVAL

HON. MARK E. SOUDER OF INDIANA IN THE HOUSE OF REPRESENTATIVES Thursday, May 23, 2002

Mr. SOUDER. Mr. Speaker, Windsong Pictures, Inc., an independent, nonprofit motion picture company based in Fort Wayne, Indiana, is holding its Third Annual International Windsong Film Festival.

The Windsong Film Festival, which this year is featuring 25 award-winning independent motion pictures, is unique among film festivals because it specializes not only in showcasing professional, independent filmmakers and films, but also in working with students of all ages who are interested in film production. This year the festival will show several motion pictures created by students at Elmhurst High School in Fort Wayne, which is also hosting the festival. These students will also be showing their work.

Holding this festival is a tremendous privilege for Elmhurst. It gives the school national attention while giving students there a rare opportunity to explore the world of filmmaking. It reminds us that even with the financial pressures that are bearing on Elmhurst—and many other schools—it is important to keep fine arts education a part of our children’s education.

This film festival, and the tremendous film program at Elmhurst, is due in no small part to Michael Floyd. Floyd is executive producer of the festival and, perhaps more importantly, the leader of Elmhurst Cinema Productions, the club that allows so many students the opportunity to make their own films.

In addition to showcasing student work, the festival this year includes special screenings of professionally-produced independent movies for students, who after watching the films will be able to talk to the directors and ask them questions about their experiences in creating the films. Also this year, 32 student groups—from elementary age through high school—will receive awards and prizes for their own student productions.

You don’t have to be in Hollywood to make movies. As a matter of fact, you don’t even have to wait until you graduate from high school. I am proud of our students and our community for holding this festival and displaying once again Fort Wayne’s thriving arts community.

PERSONAL EXPLANATION

HON. ROBERT MENENDEZ OF NEW JERSEY IN THE HOUSE OF REPRESENTATIVES Thursday, May 23, 2002

Mr. MENENDEZ. Mr. Speaker, because of a commitment to deliver a graduation commencement address in my District, I was unable to be present for all votes on May 21, 2002.

Honorable Robert Menendez (NJ–13) Mr. Speaker (Mr. Chairman). On rollcall no. 174, had I been present, I would have voted Yes. On rollcall no. 175, had I been present, I would have voted Yes. On rollcall no. 176, had I been present, I would have voted Yes. On rollcall no. 177, I had I been present, I would have voted Yes. On rollcall no. 178, had I been present, I would have voted Yes. On rollcall no. 179, had I been present, I would have voted Yes. On rollcall no. 180, had I been present, I would have voted Yes. On rollcall no. 181, had I been present, I would have voted Yes. On rollcall no. 182, had I been present, I would have voted Yes.

CONFERENCE REPORT ON H.R. 3448 PUBLIC HEALTH SECURITY AND BIOTERRORISM PREPAREDNESS AND RESPONSE ACT OF 2002

SPEECH OF

HON. BART STUPAK OF MICHIGAN IN THE HOUSE OF REPRESENTATIVES Wednesday, May 22, 2002

Mr. STUPAK. Mr. Speaker, I rise today to speak out against the procedure used by the majority to consider and pass the Prescription Drug User Fee Act also known as PDUFA.

Yesterday we passed the conference report on bioterrorism almost unanimously.

I voted for it. However, I did so over my unhappiness with the procedure used to consider PDUFA.

Through PDUFA, the drug industry pays fees to the Food and Drug Administration for timely review of drugs and biological agents. We have heard a lot about how PDUFA works, but at what cost? What have we sacrificed?

What we have sacrificed under PDUFA is honesty, accuracy, and informative labels. These are the duties and responsibilities that affect every American consumer. Therefore, we must be very careful to make sure that we do not compromise safety or effectiveness that the American public has come to expect.

The FDA reached this agreement in closed-door negotiations with the very industry they are supposed to regulate! I have many concerns with PDUFA, but I was not able to address them because in Congress we were not allowed to bring these concerns to the floor for a full and open public debate.

We weren’t even allowed to have a committee markup on it. Well, for the record my concerns are as follows.

First of all, the FDA is financially dependent upon an industry it regulates, and because under the new agreement user fees are dramatically increased, dependence will grow dramatically.

Instead of using industry funds, Congress should appropriate enough money to ensure FDA’s regulatory authority is completely independent, above reproach, and free of undue pressure from the drug industry.

Second, it is more than clear that the approval of a drug or device based on relatively short-term information does not always give us complete information about a drug.

The number of drugs pulled off the market in the last 4 years is 12.

Now, I agree that 3 were pre-PDUFA but that leaves 9 drugs that raced through an accelerated PDUFA approval process with incomplete information.

This brings me to my third point.

Phase IV studies, also known as post-marketing surveillance, are nightmarishly inadequate and neglected to a shameful extent by both the FDA and the drug manufacturers.

The 1997 reauthorization of PDUFA—called PDUFA 2—ordered a study from FDA that would summarize how well the industry complied over the last 5 years with mandates to do phase IV studies.

The results of this study show the vast majority of drug companies do not do their mandated post-marketing surveillance studies.

Now I understand PDUFA 3 comes a long way towards addressing major concerns with post-marketing surveillance, but at the same time, without any enforcement, there will be no post-marketing surveillance, as we saw in PDUFA 2.

So I suggest that we put civil monetary penalties pegged to the sales of drugs as one option that we should consider.

Another area of concern is the ability of the drug manufacturers to game the system.

While awaiting requested and required information from a manufacturer, FDA should be able to “stop the clock” on the time constraints PDUFA imposes.

Due to extremely tight decision deadlines in PDUFA, manufacturers know they can delay their response to FDA’s requests for information long enough so FDA is forced to make a
decision without being able to thoroughly re-
view and doublecheck data.

We had one breast cancer drug, and the
FDA got the information one and a half weeks
before the PDUSA deadline would run.

My final concern today is that of subpoena
power.

The FDA is one of the only health and safety
regulatory agencies that does not have sub-
poea power.

Subpoena power would give FDA the au-
thority it needs to inspect manufacturers’ doc-
uments.

This is an issue we need to explore, but we
couldn’t because we weren’t allowed to.

And last but not least, safety, adequate la-
beling, and compliance with federal regula-
tions always seem to fall by the wayside when
we rush through PDUSA or whatever it might be.

We did pediatric exclusivity here recently,
and we are still waiting for studies.

I recently wrote a letter to Bristol-Myers
Squibb in February about a drug called
Serzone.

Sixteen other members joined me.

That was a drug that the FDA did a pedi-
arctic exclusivity study request in 1994. We are
still waiting for the results of that study.

We have young people who have suffered
liver damage from this drug, and we can’t even
get anyone to tell us what the results of
that study were, eight years ago. That’s ridicu-
lus, and it has to stop.

We want to make sure that drugs are safe,
and we want to make sure that we have ade-
quate labeling, and we want to make sure that
the FDA has adequate information.

Therefore, Mr. Chairman, from subpoena
power to enforcement power, the pediatric la-
beling under the pediatric exclusivity issue—all
these issues we were not allowed to bring up
before the House.

I will continue to work for safety, accu-
rracy, honesty, and labeling is put back in the
Food and Drug Administration.

I voted for the bioterrorism conference re-
port because it is too important to not imple-
ment.

But what about the terror facing people ev-
everyday when they take medications that are
not established to be safe?

Mr. Speaker I hope issues as important as
this one will be debated fully in the future and
not subject to such underhanded tactics in the future.

EXPRESSING OPPOSITION TO THE
MEDICARE WAGE ADJUSTMENT
PROVISION

HON. DANNY K. DAVIS
OF ILLINOIS
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

Mr. DAVIS of Illinois. Mr. Speaker, I rise
today in opposition to the Medicare Wage Ad-
justment Provision. The pure thought of allow-
ing selected hospitals in two states to receive
preferential treatment over the hospitals in the
other 48 states is simply absurd. Similar to the
hospitals in my Colleagues’ districts, the 23
hospitals in my district are faced with extreme
cuts in funding on the state and federal level
and cuts in Medicare and Medicaid reimburse-
ments. By granting the selected hospitals in
Pennsylvania and New York a wage adjust-
ment, we are taking more money away from the
hospitals in other districts.

We do not need unnecessary funding to this
already expensive bill. We do not need to give
special treatment to a few hospitals and the
Chairman and others did not seek help or adjust-
ment based on procedure by going to CMS or allowing the policy to be
considered or reported by the Ways and
Means Committee. Instead, the Members of
these hospitals were looking for a political
shortcut and are attempting to use this legisla-
tion.

Every week, Mr. Speaker, I meet with my
hospital constituents to discuss the alarming
issues the hospital industry is facing, such as
the nursing shortage, the cuts in reimburse-
ments to the hospitals and physicians, the
cuts in Medicare Indirect Medical Education
Payments and the list sadly continues. This
provision will only add to the current feeling
of distress among our country’s hospitals.

Mr. Speaker, I stand side by side with my
Republican Colleagues and my Democrat Col-
leagues in support of our troops and home-
land security. However, this provision is one
which I cannot stand behind knowing the amount of damage that will arise. This is not
about the War on Terrorism. This is not a fair
provision intended to help all Americans.

LIBERTY MEMORIAL WORLD WAR
I MONUMENT REDEDICATION

HON. KAREN McCARTHY
OF MISSOURI
IN THE HOUSE OF REPRESENTATIVES
Friday, May 24, 2002

Ms. McCARTHY of Missouri. Mr. Speaker, I
rise today to announce that on May 25, 2002
the citizens of Kansas City and dignitaries
from around the world will come together for
the rededication of the Liberty Memorial, our
nation’s only recognized World War I Monu-
ment. This monument, originally dedicated on
November 11, 1926, serves as a lasting memo-
ry to our men and women of the armed serv-
ices. I am proud that this distinguished historic
monument, the Liberty Memorial, will be rededi-
cated on November 11, 1961. Fortieth anniver-
sary of the end of World War II.

Forty years later, Kansas City Mayor H. Roe
Bartle proclaimed that a rededication of the
Liberty Memorial would take place the week of
November 10, 1961 to promote international
understanding. Mayor Bartle gave purpose to
the rededication with the following statement,
“This monument encompasses all the indi-
cidual efforts of the people of the world to live
in friendship and fraternity so that all can as-
scribe one another in exchanging hope, pov-
erty, disease and illiteracy so that the world
can set aside the hatred, fears, prejudices,
and inequities that exist.” The ceremonies fea-
tured former Presidents Dwight D. Eisenhower
and Harry S. Truman along with 57 foreign
representatives to emphasize international rela-
tions and the establishment of People to
People headquarters in Kansas City. On Vet-
erans Day, November 11, 1961, President
Truman said, “Those who fought in the war
thought it was the war to end wars. It would
have been if we had done our duty as a na-
tion. Our failure to participate in the war was
equivalent to a loss. All the sacrifices of the
Nations was a factor in World War II . . . . I
was here in 1921, at the original dedication. It
is a wonderful thing when people take on
themselves a job that ought to be done . . . I
hope this day will be a preliminary to con-
tinuing world peace.” Today we continue to
strive for world peace as we continue the job
of what ought to be done.

In 1994 the deterioration of the Liberty Me-
morial had reached a critical stage and had to
be closed. Once again the citizens, corpora-
tions and government sought help. The State of
Missouri appropriated the amount of
$15,000,000. The United States Congress ap-
proved my request for my $5,000,000. Founda-
tions, corporations, private citizens and a Kan-
sas City sales tax have resulted in an addi-
tional $55,000,000. The culmination of the re-
soration project will be at the rededication
ceremony this Saturday on May 25, 2002, when the Liberty Memorial will once again be
opened to the public. The Liberty Memorial
has renewed life from the work of artisan
craftsmen, priceless oil paintings restored,
and the present fixtures right in place, and the monument made structurally sound. This Saturday, May 25, 2002 the flame
will once again grace the skyline of Kansas
City. Allied leaders, diplomats, international dignitaries and Ambassadors from Italy, France, Belgium and the United Kingdom have been invited to participate in the rededication of this very special monument, which represents the appreciation of those who gave their lives to preserve our freedom, “Less the Ages Forget.”

On the base of the Liberty Memorial is an inscription which reads, “In Honor of Those Who Served in the World War in Defense of Liberty and Our Country.” The top of the Memorial has four Guardian Spirits: Honor, Sacrifice, Patriotism and Courage. This Memorial Day weekend our prayers should include the brave men and women who serve in defense of Liberty and our Country with honor, sacrifice, patriotism and courage.

Mr. Speaker, please join me in commemorating one of our Nation’s most cherished reminders of liberty and freedom, the restored World War I Liberty Memorial in Kansas City Missouri.

HONORING ASIAN-PACIFIC AMERICAN HERITAGE MONTH

HON. JANICE D. SCHAKOWSKY
OF ILLINOIS
IN THE HOUSE OF REPRESENTATIVES
Friday, May 24, 2002

Mr. SCHAKOWSKY. Mr. Speaker, it is my honor and privilege to stand before my colleagues and celebrate Asian-Pacific American Heritage Month. Asian and Pacific Americans have been a part of this country for over 200 years, with one of the first Asian American communities, the Filipino community, being established in the Louisiana Bayou in 1763. Asian and Pacific Americans have quickly established themselves as a strong and thriving community in this country, positively contributing to its industrial, educational and social successes. I am also proud to see the growing number of Asian and Pacific Islander Americans involved in the American political system at the local, state and national levels.

As this community continues to grow, it is important for all of us to continue to learn from each other. In the 9th Congressional District, I am very fortunate to represent a vibrant, productive, and diverse Asian-Pacific American community that totals over 70,000 people. The community is diverse, ranging from Chinese to Indian to Korean to Filipino to Samoan. Each subset of the Asian-Pacific American community has brought a rich culture and strong work ethic to our district. From restaurants to service stations to software companies, the Asian-Pacific American community has provided the services needed to keep the 9th Congressional district an enjoyable, safe and culturally rich place to live.

We recognize and cherish the contributions of the Asian-Pacific American community to our country. The Asian-Pacific American community has come so far in such a short period of time, and I am confident that it will only continue to grow and thrive while maintaining its many cultures and values.

ON WELFARE REFORM AND TANF REAUTHORIZATION LEGISLATION

HON. MARK UDALL
OF COLORADO
IN THE HOUSE OF REPRESENTATIVES
Friday, May 24, 2002

Mr. UDALL of Colorado. Mr. Speaker, I cannot vote for this bill.

In 1996, Congress passed a largely successful welfare reform bill that gave states much more flexibility to manage their own welfare assistance programs as they saw fit. This approach has significantly reduced the number of people who need welfare and put many impoverished people into jobs that have brought their standard of living above the poverty level. Still, there is more that needs to be done. The 1996 law has helped move people from welfare to work. But it has not had similar success in helping people escape poverty—and there is no reason anyone should live in poverty in the most prosperous country in the world.

And some important things have changed since 1996—right now, our economy is struggling to recover, many businesses have had to lay people off, and other firms even have had to shut down. So, as we consider whether to renew or revise the 1996 law, we have both important opportunities and serious challenges. But this Republican Welfare reform bill does not rise to the occasion.

Their bill would penalize—not assist—people who are trying to escape poverty. The bill takes away the flexibility states have had to develop their own programs. It discriminates against legal immigrants. It doesn’t provide enough funding for childcare. It doubles the number of work hours required for mothers with children under the age of six and provides a new “superwaiver” authority to the President to waiver almost any Federal requirement in food stamps and housing.

In short, its most important effect would be to make things worse, not better for millions of people—something I cannot support.

Mr. HOEKSTRA. Mr. Speaker, today I am introducing the Citizen Service Act of 2002 to reauthorize programs under the Corporation for National and Community Service. I would like to thank the Ranking Member of the Subcommittee on Select Education, Mr. ROEMER, for working with me to put together a bipartisan bill to reauthorize and reform the national service laws.

On April 9, 2002, President Bush unveiled his “Principles and Reforms for a Citizen Service Act” to guide the reauthorization of the Corporation for National and Community Service and its programs, which include AmeriCorps, Senior Corps, and Learn and Serve America. Since then, the Subcommittee on Select Education has worked in a bipartisan manner with the Administration to craft legislation to reform and enhance national service.

The major federally funded community service and volunteer programs in this country are authorized under two statutes: the National and Community Service Act and the Domestic Volunteer Service Act. The bill I am introducing today provides reforms and improvements to these national service laws. The improvements in the Citizen Service Act of 2002 will allow organizations and volunteers assisted under these acts to maximize their efforts and will greatly benefit those assisted through volunteer efforts.

The Citizen Service Act of 2002 focuses on four major objectives for reauthorization. This legislation will: (1) support and encourage greater engagement of citizens in volunteering; (2) make federal funds more responsive to State and local needs; (3) make federal support more accountable and effective; and (4) provide greater assistance to community-based organizations (which include religious organizations).

The legislation also addresses several specific issues that will help to improve national service provisions found in current law.

The prohibition on grants to Federal Agencies—Prohibits the Corporation from making grants to Federal agencies.

Literacy Programs—Requires literacy programs to be based on scientifically based reading research and ensures that programs provide instruction based on the essential components of reading instruction as defined in P.L. 107–110, the No Child Left Behind Act.

Funding Allocations—Allocates funding for AmeriCorps programs as follows: up to 20
HONORING BUD DAY

HON. JEFF MILLER
OF FLORIDA
IN THE HOUSE OF REPRESENTATIVES
Friday, May 24, 2002

Mr. JEFF MILLER of Florida. Mr. Speaker, today I would like to honor a man who, on many occasions, has been honored before by this great body. Today, however, after meeting this great man, after hearing so many times his heroic story, it is my privilege, as his Congressman, to present my constituent Colonel George Everett “Bud” Day.

Colonel Day, a prominent attorney in Northwest Florida, a family man, the most decorated military person since General Douglas MacArthur and a Medal of Honor winner will receive another distinction few people ever realize—Sioux City, Iowa, the birthplace of Colonel Day, will become the Sioux Gateway Airport/Col. Bud Day Field, a fitting tribute to this aviator’s 137 flight missions in both Korea and Vietnam.

Mr. Speaker, the events leading to Colonel Day’s Medal of Honor are inspiring. I would like to resubmit, for the purposes of accurately portraying Col. Day’s actions, a segment of the 1993 report of the Select Committee on POW/MIA’s.

THE REPORT OF THE SELECT COMMITTEE ON POW/MIA’s

(Senate—Feb. 3, 1993)

Col. George Day (U.S. Air Force): Col. George “Bud” Day was shot down over North Vietnam in August 1967. His right arm was broken in three places and his knee badly sprained. He was captured by hostile forces and immediately taken to a prison camp where he was interrogated and severely tortured. After causing the guards to relax their vigilance, Colonel Day escaped into the jungle and began the trek toward South Vietnam. He was the only POW to escape from prison in the north.

Despite injuries inflicted by fragments of a bomb or rocket, he continued southward surviving only on a few berries and uncooked frogs. He successfully evaded enemy patrols and reached the Ben Hai River, where he encountered U.S. artillery barrages. With the aid of a bamboo log float, Colonel Day swam across the river and entered the demilitarized zone. Due to delirium, he lost his sense of direction and wandered aimlessly for several days. After several unsuccessful attempts to signal U.S. aircraft, he was ambushed and rescued by the Vietcong, sustaining gunshot wounds to the left hand and thigh.

He was returned to the “zoo,” the prison from which he had escaped and later was moved to Hanoi after giving his captors false information in response to their questions. Physically, Col. Day was totally debilitated and unable to perform even the simplest task for himself. Despite his many injuries, he continued to resist. Furthermore, 37 months of his 5½ year imprisonment were spent in solitary confinement. Upon his release in 1973, Colonel Day received the Congressional Medal of Honor for his heroic efforts.

Mr. Speaker, it is an absolute honor and privilege to represent Col. Bud Day. I commend the citizens of Sioux City in providing Col. Day this fitting tribute to their favorite son.

TRIBUTE TO INTERNATIONAL ASSOCIATION OF LIONS CLUBS

HON. KAREN McCARTHY
OF MISSOURI
IN THE HOUSE OF REPRESENTATIVES
Friday, May 24, 2002

Ms. McCARTHY of Missouri. Mr. Speaker, I rise today to pay tribute to the International Association of Lions Clubs who will observe May 30th as Lions Youth Appreciation Day. Since 1917, Lions have served the world’s population through hard work and commitment making a difference in the lives of people everywhere. With 1.4 million members belonging in more than 44,600 clubs in 188 countries and geographical areas, Lions are recognized worldwide for their service to the blind and visually impaired. More than 139,000 of these members are young people between the ages of 12 and 28, and I congratulate these youth for their commitment to others.

Lions Club International was founded in Chicago, Illinois in 1917 and is the world’s largest service club organization. Since that time, their Code of Ethics has guided the members in their quests to create and foster a spirit of understanding among the peoples of the world, promoting a world of compassion and tolerance. The Lions’ International slogan is “Liberty, Intelligence, Our Nation’s Safety (LIONS).” With over 15 Lions clubs in my district, the Youth Lions aim to provide young people of the world with opportunities for achievement, learning, and service, individually and collectively, through sponsorship of activities identified as best practices in the field of youth development. Evolving from the founding Lion’s steadfast dedication to the blind and visually impaired, the Youth Lions have devoted their energy to a wide variety of philanthropic causes.

The Lions Club of Jackson, Platte, Clay and Cass Counties in Missouri are sponsoring a Youth Appreciation Night on May 30th, with special guest, Lions International President J. Frank Moore. His leadership theme, “Light the Path” focuses on implementation of several youth programs. Among the programs that have been particularly successful include: Leos and the Lions International Peace Poster Contest. Leos are young men and women of character, ages 13 to 22, who are dedicated to making a difference in their communities. The peace poster contest was created in 1988 to give young people an opportunity to express their feelings and desire for peace. Since then, more than two million children from approximately 65 countries have participated in the annual contest.

The activities the youth Lions have taken part in deserve to be recognized. Cutting across all national, racial and cultural boundaries, Youth Lions activities have included work with the visually impaired, programs including drug education and prevention, diabetes detection and research, and work for international cooperation and understanding.

Mr. Speaker, I ask you to join me in saying “Congratulations and Thank you” to the International Association of Lions Clubs on Lions Youth Appreciation Day. May 30th is the perfect time to commemorate the many organizations for its commitment and dedication to making the community and world a better place through activity and service.
HON. TAMMY BALDWIN
OF WISCONSIN
IN THE HOUSE OF REPRESENTATIVES
Thursday, May 23, 2002

The House in Committee of the Whole

Four years ago, Mr. Chairman, I rose in this Chamber to address the House on the state of our nation’s Social Security Trust Fund. Today, what I want to do is speak about the future of Social Security, and I want to do so from the personal experience of my grandmother and my grandfather, who worked hard their whole lives to provide for the future of their grandchildren. Jennifer was five years old, and her grandfather, David, would retire in 2064. What will the world look like then? None of us know. But I do know that in Congress, I want to leave a legacy for Jennifer and David, and all the boys and girls of their generation. In addition to wanting Jennifer and David to have the best education, great health care, and a good job, I want them to have a secure retirement that includes Social Security.

The back-handed actions the Majority takes today to raise the debt limit hurts this nation’s young children and young adults in yet another way. You’ve heard the Majority throw around the phrase “tax and spend,” oftenaiming their words at the workers of this country. What we are seeing today is “borrow and spend.” Borrow from Social Security and Medicare so you can give big tax breaks to American millionaires and wealthy corporations and don’t sweat it . . . because when you borrow, you can leave it to the next generation to pay. It is not fair to young Americans that they will have to suffer and struggle with the consequences of today’s actions.

I believe that together we can achieve the goal of preserving the integrity of Social Security for future generations. But we cannot do it on our own. If we can’t do it together, the majority will use the debt limit as a tool to raise the debt limit multiple times because the government needed to finance deficits due to out-of-control spending. And never mind that the crisis resulting from the events of 11 September has undoubtedly pushed us right up against the $5.9 trillion debt ceiling allowed under current law. Never mind any of that. We’re fiscally irresponsible.

We do seek to increase the debt limit. We do so against a backdrop whereby we have one, a history of fiscal discipline where the minority does not, and two, a responsible war-time budget resolution where the minority does not; and three, a plan to save social security where the minority has none.

I bring up social security for a reason, Mr. Chairman. I am saddened that the minority has spent today in the same manner as they usually choose to spend every other October: scaring our senior citizens. They imply that a vote for this legislation, which devotes nearly $16 billion to the Department of Defense, $5.8 billion to homeland security, and $5.5 billion to assist New York, somehow puts the solvency of the social security trust fund in jeopardy. That is, of course, preposterous.

It is easy for the minority to sit back and cry foul, but I would ask all of my colleagues the following questions: has the minority done anything but attempt to obstruct? Have they come to the table over the last months with any serious budget ideas? The answer to these questions, regrettably, is “no.”

That, Mr. Chairman, is unfortunate, because I have worked so often in the past with my Democrat colleagues, who usually have so much to offer in the way of constructive ideas.

If my Democrat colleagues are going to obstruct proceedings because they say raising the debt limit is fiscally irresponsible, well, I will let that excuse speak for itself. The American people know better than that. They know that during this time in our nation’s history, a little flexibility is needed. And they know that we will continue passing responsible budgets.

In the future, I truly hope we will do so with our families and communities strong!
Ms. SCHAKOWSKY. Mr. Speaker, as our operations continue and we begin to help re-build Afghanistan, it is important to stress the needs and rights of women and young girls in that nation. Women and young girls in Afghanistan have been suffering incredible abuses ever since the extremist Taliban regime seized control of the country. Although the Taliban have now been removed from control in Afghanistan, it is deeply disturbing to me that women and girls continue to be abducted, raped, and abused within the country. The denial of employment and education rights for most women and girls is equally troubling and we must improve these conditions if equality is to exist between men and women in Afghanistan.

H.R. 3994, the Afghanistan Freedom Support Act, provides the kind of assistance and aid that Afghanistan needs to develop into an economically stable and democratic nation. Equally important is the fact that it seeks to re-establish the participation of women and girls in government, education, and the workplace, as well as provides support for the Ministry of Women’s Affairs. This is a very important step in ensuring that the women and young girls of Afghanistan are full, active participants in the building of a new Afghan government. A true democratic government represents all the people of its nation, regardless of race, religion, or gender. The Taliban treated women and girls like second class citizens who were forced to live their lives through the oppressive ideals of others, and this must never happen again.

The persecution of women and girls in Afghanistan must come to an end. Afghanistan will improve its conditions quickly by allowing women and girls to receive an education, to be granted opportunities to gain employment, and to play a role in the governing process of the nation.

Mr. Speaker, I urge my colleagues to support H.R. 3994, not only to help rebuild a country but also to help protect the rights of women and young girls in Afghanistan.

IN RECOGNITION OF JOANNE DITMER

HON. MARK UDALL

OF COLORADO

IN THE HOUSE OF REPRESENTATIVES

Friday, May 24, 2002

Mr. UDALL of Colorado. Mr. Speaker, I rise today to commend Joanne Ditmer on being awarded the prestigious Dana Crawford Award for Excellence in Historic Preservation. The award is named after Dana Crawford who has been a pioneer in historic preservation since the 1960s. I join all Coloradans today in thanking Ms. Ditmer for her many invaluable contributions to our state’s historic preservation. Joanne Ditmer is a salient example of the power of the written word. Since her column, ”Raising the Roof” began appearing in The Denver Post in 1962, Joanne Ditmer has used this forum to highlight the importance of preserving Colorado’s history for future generations. Without question, she has been an integral part in raising awareness about conservation and preservation-related causes. For over 40 years, the general public and elected officials alike have looked to Ms. Ditmer’s column as a gauge for Colorado’s conservation climate.

She is a respected columnist and a tireless advocate for preserving our unique Colorado history. Mr. Speaker, I ask my colleagues to join me in congratulating Ms. Ditmer for receiving the Dana Crawford Award for Excellence in Historic Preservation. Her accomplishments in preserving Colorado heritage are invaluable, and I wish her good health and happiness in the future. Provided here is an example of her passion and prose on preservation, from the Denver Post.

BRINGING LIFE TO OLD STRUCTURES

(By Joanne Ditmer)

Sunday, May 19, 2002.—Historic preservation was born in the Battle of the Bulldozer. The wrecking ball was a demolition derby against buildings of the past, as horrified citizens struggled to keep the historic structures that define a community’s soul and spirit.

Three decades later, it’s Brains over Brawn. Savvy people craft increasingly ingenious new ways to save and give new life to distinctive old buildings.

These memories, particularly surface in May, National Historic Preservation Month. In Denver and other communities, the sense of place and unique character is shown in historic structures.

The impact of preservation goes far beyond saving old buildings. It’s the immediacy and liveliness of the efforts. In Colorado, the Historic Gaming Fund, with money from proceeds in the three gambling towns, is inspiring imaginative solutions.

And Colorado Preservation Inc.’s annual list of Endangered Places brings new attention to significant structures that are endangered.

Among the continuing efforts:

When Historic Denver undertook saving the Paramount Theatre in 1978 and formed a separate foundation to continue the work, it saved the last of Denver’s opulent downtown movie palaces.

Years later, when a bank called a loan, HD couldn’t immediately repay. Ownership went to a private investor, non-profit. It foundation was formed. Now there are two petitions on the street: One would prohibit any new theater of more than 5,000 seats—presumably aimed at the tent theater at the Pepsi Center—and another, possibly retaliatory petition demanding that the Paramount owner put in $600,000 of improvements. A ox on both.

Handsome church buildings are the most memorable landmarks of a neighborhood, but when older areas change and church members move to the suburbs, the support dries up.

Faith Action was formed by Historic Denver and others to help find funds and uses for 30 of the most threatened churches, the majority of them more than 100 years old. Look down the 18th Street Mall toward Highlands, and you’ll see the beautiful 1890 Asbury Church, a new congregation numbers only a couple dozen, and can’t afford upkeep. Some practical help came from Ron Judish, who moved his contemporary art gallery to the lower floor.

The Masons have given Denver some marvelous buildings, but these, too, face problems. The wonderful El Jebel at 1770 Sherman St., with its absolutely amazing interior spaces, has been endangered in recent years. Current hopes lie with the new owners, who are working to support the building through special events—parties, weddings, etc.—and through a high-rise condominium building to be constructed next door on the parking lot.

Preservation efforts of schools are among the most optimistic. Historic Denver and Denver Public Schools formed a partnership program, with a community committees finding six school buildings eligible for landmark designation.

The City Council has designated 23 schools so far. In each school, students in second to 12th grades do the research on the history and architecture, and present the nomination. Some 500 kids have been involved, making scrapbooks, videos and school models. That’s certainly bringing new life to old buildings.

2002 SUPPLEMENTAL APPROPRIATIONS ACT FOR FURTHER RECOVERY FROM AND RESPONSE TO TERRORIST ATTACKS ON THE UNITED STATES

SPEECH OF

HON. CHRISTOPHER H. SMITH

OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 4775) making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes:

Mr. SMITH of New Jersey. Mr. Chairman, as Chairman of the House Veterans’ Affairs Committee, I rise to commend the Appropriations Committee, Chairman BILL YOUNG, and particularly Subcommittee Chairman JIM WALKSH, for including $417 million in urgently needed funding for veterans medical care.

Most of my colleagues know from listening to their constituents, the demand for VA health care services has risen significantly in the past several years. The Department of Veterans Affairs has had to make mid-year changes to their projections of VA health care usage because of the dramatic increase in veterans seeking to enroll. In fact, the VA’s latest budget submission projects that almost 700,000 more veterans will receive VA care in 2003 than they had projected just one year ago.

The dramatic upsurge in demand facing the VA is real and substantial. With hundreds of new VA community outpatient clinics opened in recent years, veterans are now finding that VA health care is available much closer to home.

Prescription drug costs have risen dramatically in the past several years, while seniors’ incomes levels have remained level. This has created a great demand for VA-provided prescription drugs.

Mr. Chairman, the response to increased demand for VA health care services should not be to curtail services or limit access for veterans in any way, but rather to provide sufficient resources to pay for veterans’ health care. America has a special obligation to care
2002 SUPPLEMENTAL APPROPRIATIONS ACT FOR FURTHER RECOVERY FROM AND RESPONSE TO TERRORIST ATTACKS ON THE UNITED STATES

SPEECH OF
HON. MAJOR R. OWENS
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 4775) making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes.

Mr. OWENS. Mr. Chairman, all members of Congress were ready to debate and pass a supplemental budget in support of the war effort. I stand here tonight to voice my utter disapproval and rejection of this legislation.

The Republican action makes me wonder if the war against terrorism is more important than the war on the poor. More than a decade ago David Stockman wrote a book outlining the plot that Ronald Reagan could not quite complete. With this stealth effort to raise the debt ceiling without debate, the scheme to kidnap the Treasury is given new life. Despite the extra expenditures for the war against terrorism, there would be no necessity to increase the debt ceiling by 750 billion dollars if the Republican tax cut for the rich had not been rammed through the first year of this session of Congress.

The Republican party, led by President George W. Bush, has a clear agenda. Its goal is to - and I quote - 'robbing the Treasury for the sake of only the rich elite.' The Republican party is using a tax cut to permanently place the rewards of our economy in the hands of the rich. This giant expenditure without debate, the scheme to kidnap the Treasury is given new life. Despite the extra expenditures for the war against terrorism, there would be no necessity to increase the debt ceiling by 750 billion dollars if the Republican tax cut for the rich had not been rammed through the first year of this session of Congress. Year after year, a fiscal coup is underway that will rob our nation and make it impossible to provide a prescription drug, benefit; increased funds for education and school construction; and adequate day care and children's programs.

Every voter must understand that this deficit spending is a responsible and absolutely necessary action that this Congress must take.

Again, I want to commend Chairman Young, and Subcommittee Chairman Walsh, for once again demonstrating their commitment to America's veterans.

2002 SUPPLEMENTAL APPROPRIATIONS ACT FOR FURTHER RECOVERY FROM AND RESPONSE TO TERRORIST ATTACKS ON THE UNITED STATES

SPEECH OF
HON. GREGORY W. MECKS
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 4775) making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes.

Mr. MECKS of New York. Mr. Chairman, I am fighting this battle with my colleagues. A battle that calls for us to think about what we as a governing body will do if this legislation is passed. If the debt ceiling is raised we can no longer envision our plan to leave no child behind. We can no longer envision our plan to continuously provide social security to all of our seniors. We can no longer envision our plan to level off the current unemployment rates. The bottom line is that so much of what America stands for and years to be accomplished be washed away with the passage of this supplemental appropriations bill that provides much more than what we can afford. We thought the tax cuts passed by the majority would slowly chip away at the American dream of so many, but we were in for such a surprise. Yes, there was much more in store. What was in store was this supplemental. Think about it. Think about the chipping away of our nation's future. Think about denying Americans what they desire and have worked for all their lives. Think hard. Think if you want to take the blame for what will surely come. Once every Member in this body truly does this, each will know that we should not, cannot, and must not pass this legislation.

2002 SUPPLEMENTAL APPROPRIATIONS ACT FOR FURTHER RECOVERY FROM AND RESPONSE TO TERRORIST ATTACKS ON THE UNITED STATES

SPEECH OF
HON. JERROLD NADLER
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 4775) making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes.

Mr. NADLER. Mr. Chairman, I rise today to thank the President, the Speaker, Chairman...
Young, Ranking Member Obey and every Member of this House for fulfilling the commitment that was made to New York in the wake of 9/11. While there are many controversial issues in this supplemental, the funding for New York is not one of them. This bill fulfills President Bush’s commitment to spend a minimum of $20 billion in New York to help my City recover from the devastating attack of September 11th, and for that I say thank you.

This disaster is like no other in our nation’s history. An urban area has been devastated due to an act of terrorism. Many federal agencies have stepped in to help New York recover including FEMA, HUD, Department of Health and Human Services, and the Department of Justice. And while we appreciate all they have done, I must ask the Members of this House to continue to stand with New York to ensure that the EPA does a proper environmental clean-up of indoor air and that FEMA continues to exercise maximum flexibility to help the individuals, families and institutions that continue to suffer as a result of 9/11. I must ask this House to be patient if the New York recovery does not return in the coming months and years to ask that the money in this bill is reprogrammed or redirected to ensure it has a positive impact on New York. I must ask this House to understand that we are grateful for your support, for your generosity, and for your compassion, but please help us finish the job in a proper, efficient, and as cost-effective manner as possible.

Again, thank you to every Member of this House—New Yorkers who look forward to your continued support.

2002 SUPPLEMENTAL APPROPRIATIONS ACT FOR FURTHER RECOVERY FROM AND RESPONSE TO TERRORIST ATTACKS ON THE UNITED STATES

SPEECH OF

HON. ED PASTOR
OF ARIZONA
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 4775) making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes:

Mr. PASTOR. Mr. Chairman, it is with great reluctance that I am voting in favor of this bill. This supplemental left the Appropriations Committee with strong bi-partisan support after careful consideration and compromise by Members on both sides of the aisle. Then, the leadership presented us with a rule that adds four self-executing provisions which had not been subject to any debate by the Committee. All four of these additions are unrelated to the purpose of this supplemental, which was to meet immediate and critical funding shortfalls, most prominently those related to our military operations in support of the war on terrorism.

Of the four related new provisions, the most troubling is the language which in essence allows increases to the government’s debt ceiling without formal consideration by all Members of the Congress. This approach to our nation’s fiscal crisis, which will soon be putting us in deficit spending, is unconscionable and irresponsible. Perhaps most disturbing is that the language being introduced is so open-ended, it could be construed as meaning that we will no longer have the opportunity to review debt ceiling changes in the future.

On the other hand, any further delay on passing the crucial funding provisions threatens the well-being of our courageous military forces who are currently dedicating themselves to our national defense in harsh and dangerous environments outside our borders. In addition, the measure provides much needed funding to crucial activities including: homeland security, Pell Grants, September 11th investigations, first responder health precautions, highway funding, the WIC program, and veterans’ medical needs. Rather than hold these needs hostage to a partisan effort by the leadership to avoid putting itself on record over raising the debt ceiling, I am voting for this bill with the understanding that this is simply the first step in getting a bill approved and I remain hopeful that this critical issue will be stripped from the legislation as it makes its way through the final process.

2002 SUPPLEMENTAL APPROPRIATIONS ACT FOR FURTHER RECOVERY FROM AND RESPONSE TO TERRORIST ATTACKS ON THE UNITED STATES

SPEECH OF

HON. CHRISTOPHER SHAYS
OF CONNECTICUT
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 4775) making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes:

Mr. SHAYS. Mr. Chairman, I rise in support of Supplemental Appropriations Act. Congresswoman ROSA DELAURO and I would have offered an amendment to reclassify the hospitals in Connecticut’s Fairfield and New Haven Counties into the New York City Metropolitan Statistical Area (MSA). Unfortunately, we were not able to offer this amendment, but I hope in the future we will be able to address this issue. Fairfield County borders the New York state line and is only 30 miles from Manhattan. There are six hospitals in the county, four of which have been periodically reclassified on a temporary basis into the New York MSA.

Despite paying wages which are only 10 percent less than the wages paid by hospitals in the New York MSA, Fairfield County’s wage index is 17 percent less than the New York MSA. The Fairfield County hospitals need to be on a level playing field with the New York metropolitan area labor market.

In addition, the measure provides much needed funding to crucial activities including: homeland security, Pell Grants, September 11th investigations, first responder health precautions, highway funding, the WIC program, and veterans’ medical needs. Rather than be rewarded for these cost-containment measures, Stamford, Norwalk and Bridgeport are penalized by the Medicare reclassification thresholds.

The six hospitals in Fairfield County are the type of hospital that Congress intended to help when it created the geographic reclassification process.

Mr. Chairman, I support this legislation and I would urge my colleagues to vote in favor of it.

2002 SUPPLEMENTAL APPROPRIATIONS ACT FOR FURTHER RECOVERY FROM AND RESPONSE TO TERRORIST ATTACKS ON THE UNITED STATES

SPEECH OF

HON. CAROLYN B. MALONEY
OF NEW YORK
IN THE HOUSE OF REPRESENTATIVES

Thursday, May 23, 2002

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 4775) making supplemental appropriations for further recovery from and response to terrorist attacks on the United States for the fiscal year ending September 30, 2002, and for other purposes:

Mrs. MALONEY of New York. Mr. Chairman, I rise to strike the requisite number of words.

Support from Congress and the President has been essential in keeping New York City working to secure New York’s recovery after 9/11. The significant funds committed from Congress and the President are deeply appreciated by those in New York who were so personally affected by catastrophic terrorism. But simply appropriating aid has proven far different than actually delivering these funds in a timely manner to the people who really need help in New York.

Sadly, Mr. Chairman, the agency charged with the disbursement of these funds—FEMA—has on several occasions refused to help or stalled in helping specific people and institutions in New York, from the public school system, to utilities and private universities, to the
thousands of individuals in lower-Manhattan who were denied aid because they didn’t fit into rigid standards adopted by FEMA.

In recent weeks, several of us in the New York delegation, with Chairman Young and Ranking Member Obey on the Appropriations Committee, have tried to ensure that the needs of New York are addressed as it recovers from the terrorist attacks of September 11th.

And as a representative of New York City, I wish to thank the Appropriations Committee for its work on behalf of New York.

The Committee is truly a friend of New York and we appreciate your work and commitment.

But FEMA has shown a clear inability to streamline the delivery of aid to New York when it is not given clear direction through statements of intent from Congress.

As the supplemental appropriations bill advances today, several concerns remain outstanding about the timeliness of the response from FEMA on a number of issues— including the need for funding for New York City’s public school system to make up lost class time, to pay for crisis counseling to students who experienced trauma, and for the reimbursement of several direct expenses to the school system.

In addition, the City of New York faces significant costs in overtime pay to emergency workers, police officers, fire fighters, and law enforcement personnel as a result of 9/11.

FEMA at this time, is not reimbursing the city for these costs and there have been problems with overly restrictive rules as well as interpretations for eligibility for direct assistance.

The lesson is clear—if funds are appropriated to FEMA without clear directives on its use, large portions of 9/11 aid meant for those in need will languish in bureaucratic red tape for months on end.

Recently we have started to see a vast improvement in FEMA’s response, particularly in the annulment of its decision that New York University would not qualify for assistance.

The lesson is clear—if funds are appropriated to FEMA without clear directives on its use, large portions of 9/11 aid meant for those in need will languish in bureaucratic red tape for months on end.

But the committee is actually delivered to those in need, by accepting the Senate version of this bill in conference committee, which specifically directs FEMA to allocate funds for the people and institutions in New York that have been wrongly denied so far.

I would hope that this Congress does everything in its power to ensure that the money we intend to go to the people of New York for recovery, is actually given to the people of New York who need it.

HONORING AN ORANGE COUNTY WAR HERO

HON. CHRISTOPHER COX
OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Friday, March 24, 2002

Mr. COX. Mr. Speaker, I rise today in remembrance of a true American hero and a long time resident of Irvine, California, United States Marine Corps Colonel William E. Barber.

Col. Barber passed away at the age of 82 this past April and will be buried today at Arlington National Cemetery with full military honors.

Born in West Liberty, Kentucky, on November 30, 1919, he attended Morehouse State College in Kentucky and enlisted with the Marines in 1940. Col. Barber won distinction on the battlefield in World War II, Korea, and Vietnam. As a young Second Lieutenant fighting on the beaches of Iwo Jima in 1943, Col. Barber was wounded twice, earning himself a Purple Heart as well as a Silver Star for bravery.

Col. Barber is perhaps best known, though, for his valor above and beyond the call of duty, during the Korean War, in one of our military’s worst defeats—the battle for the Chosin Reservoir. As 120,000 Chinese troops swept across the Yalu River to aid their North Korean allies, Col. Barber and the U.S. forces were forced to fight through bitterly cold temperatures and to retreat in the face of overwhelming opposition. At the time, Col. Barber was a seasoned Captain in command of F (Fox) Company, 2d Battalion 7th Marines, 1st Marine Division.

Fox Company and its 220 men were assigned to defend a three-mile stretch of Mountain pass along the division supply line—the only route of retreat for 8,000 Marines being overrun at Yudam-ni in the Chosin Reservoir and who were attempting to retreat to Hagaru-ri. Outnumbered 5 to 1 by enemy forces for five days and six nights, Col. Barber and the men of Fox Company fought a ferocious battle to keep control over the mountain pass. After two attempts by reinforcements to reach Col. Barber’s isolated position were thwarted, he risked complete annihilation by remaining to hold his position rather than abandon the pass and strand the Marines in Yudam-ni.

Despite being severely wounded in the leg, Col. Barber continued to lead, often from a stretcher, through the bitter fighting. After almost a week of constant fighting only 82 of the original 220 men of Fox Company could walk out under their own power. They had accounted for approximately 1000 enemy dead and held their position, but suffered dearly for their valiant actions.

With this selfless act of bravery in the face of danger, Col. Barber became one of the only soldiers during the Korean War to be awarded the Congressional Medal of Honor—the highest military award a member of our armed forces can attain.

After retiring from the Army, Col. Barber moved to Orange County, California where he and his wife of 60 years, Ione, lived and worked as proud members of our community, supporting veterans and youth activities at every opportunity. Col. Barber was known by everyone as a humble and unassuming man—a man who did not need to boast of his military exploits or service to his country. He was a regular speaker at Memorial Day events, and often enjoyed leading groups of 5th graders in discussion at the annual “Walk of Honor” events held at the Hall of Administration in Santa Ana, California.

Mr. Speaker, it is an honor to have represented this man of honor, one who so bravely answered his country’s call three times. I am also honored to have had the opportunity to remember him today as he is buried in our nation’s National Cemetery alongside so many other American heroes. This was a man who truly went above and beyond the call of duty for his country.
**HIGHLIGHTS**


**Senate**

**Chamber Action**

The Senate was not in session today.

**Committee Meetings**

No committee meetings were held.

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**House of Representatives**

**Chamber Action**

Measures Introduced: 1 public bill, H.R. 4854, was introduced.  
Page H3072

Reports Filed: Reports were filed today as follows:

  Pages H3064-69, H3072

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Simpson to act as Speaker pro tempore for today.  
Page H3039

Supplemental Appropriations: The House passed H.R. 4775, making supplemental appropriations for the fiscal year ending September 30, 2002 by a yea-and-nay vote of 280 yeas to 138 nays, Roll No. 206. The bill was also considered on May 22 and May 23.  
Pages H3045-64

Rejected the Obey motion that sought to recommit the bill to the Committee on Appropriations with instructions to report the bill forthwith with an amendment that strikes section 1403, which provides statutory assurance that the United States Government will take all steps necessary to guarantee the full faith and credit of the government by a recorded vote of 201 ayes to 215 noes, Roll No. 205.  
Pages H3062-63

Pursuant to the rule, the amendments that strike section 101, dealing with the FDA; strike sections 604 and 605, dealing with the United States Population Fund; and strike section 1104, dealing with Department of Transportation unobligated balances of funds were considered as adopted.  
Page H3045

The House agreed to H. Res. 431, the rule that provided for further consideration of the bill by a yea-and-nay vote of 213 yeas to 201 nays, Roll No. 204.  
Pages H3039-45

Memorial Day District Work Period: The House agreed to S. Con. Res. 118, providing for a conditional adjournment or recess of the Senate and a conditional adjournment of the House of Representatives.  
Pages H3069-70

Calendar Wednesday: Agreed to dispense with the Calendar Wednesday business of Wednesday, June 5.  
Page H3070

Resignations—Appointments: Agreed that notwithstanding any adjournment of the House until Tuesday, June 4, the Speaker, Majority Leader and Minority Leader be authorized to accept resignations and make appointments authorized by law or by the House.  
Page H3070

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Morella to act as Speaker pro tempore to sign enrolled bills and joint resolutions through June 4.  
Page H3070

Quorum Calls Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages H3045, H3062-63, and H3063-64. There were no quorum calls.

Adjournment: The House met at 1 a.m. and at 3:03 a.m. pursuant to the provisions of S. Con. Res. 118, the House stands adjourned until 2 p.m. on Tuesday, June 4, 2002.

**Committee Meetings**

No committee meetings were held.
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