

careers of many baseball's greats, including the soon-to-retire Travis Fryman, now with the Cleveland Indians. Fryman, one of Ernie's favorite players in Detroit, presented him with an Indians hat and jersey during the Tigers' last trip to Cleveland. During that series, Indians officials named the visiting radio booth in the Jacobs Field press box the "Ernie Harwell Visiting Radio Booth."

The true devotion of Tigers fans to Ernie Harwell was made loud and clear when the Tigers' then-new management informed Ernie that 1991 would be his last season as the Tigers' broadcaster. They said they wanted to go with a younger and newer voice. Following a public outcry, the Motor City brought home its familiar voice in time for the 1993 season. He has been with Detroit ever since.

Ernie's achievements have been recognized on both the local and national stage. He has been voted Michigan Sportscaster of the Year 17 times and is a member of the Michigan Sports Hall of Fame. In 1981 he was just the fifth broadcaster to be elected to Baseball's Hall of Fame. In 1988 he became a member of the Radio Hall of Fame and the following year he was elected to the National Sportscasters Hall of Fame.

Ernie's talents extend beyond the microphone. He is an accomplished author and songwriter. He has authored such books as *Tuned to Baseball*, *Diamond Gems* and *The Babe Signed My Shoe*, and coauthored or contributed to several other books about the game of baseball. In addition to his literary works, Ernie has also had more than 50 of his songs professionally recorded.

Considering that he has announced games over an unprecedented seven decades, Ernie will always be remembered best as a broadcaster; however, his personality and earnestness have endeared him to generations of listeners as a friend. To say that Ernie Harwell is beloved by the citizens of Michigan would be an understatement, which is why it comes with great regret that we are marking his retirement.

Ernie Harwell once said that a successful play-by-play man "should have the enthusiasm of a fan, the background knowledge of a writer, the reflexes of a ballplayer, and the impartiality of an umpire." I think he has exemplified these qualities, and he brought so much more to the game. Ernie Harwell is a Detroit hero and a baseball legend. While some of the Tigers' recent years have been forgettable, Ernie Harwell will never be.

As much as we will miss Ernie, we wish him well as he begins his life away from the microphone. I join the citizens of Michigan in thanking Ernie Harwell for his decades of outstanding service to the Detroit Tigers and the broadcasting community. I know my colleagues in the Senate will join me in supporting this resolution in his honor.

Ms. STABENOW. Mr. President, I rise to submit a resolution, along with

Senator LEVIN, to honor Ernie Harwell, the voice of the Detroit Tigers. As Tiger fans across the country know, Ernie Harwell is retiring this year after broadcasting major league baseball for 55 years, the last 42 of which were in Detroit.

Ernie Harwell has broadcast some of the great moments in baseball, including the debut of Willie Mays, Bobby Thompson's "shot heard round the world" and Hoyt Wilhelm's famous no-hitter against the Yankees in 1958.

In addition, he also called the Tigers' last two World Series victories in 1968 and 1984. He also brought to life the performances of some of baseball's greats, like Sparky Anderson, Kirk Gibson, Al Kaline, Denny McLain, Alan Trammell and many others.

Tigers fans have such fond memories of Ernie Harwell, it is hard to believe that he will not be in the broadcast booth next year. Since Sunday, September 15 is Ernie Harwell Day at Comerica Park in Detroit, Senator LEVIN and I wanted to take up and pass this resolution congratulating Ernie on his great career and wishing him the best of luck in retirement.

I hope my colleagues will support this resolution.

Mr. BYRD. Mr. President, I ask unanimous consent that the resolution and the preamble be agreed to en bloc, that the motion to reconsider be laid upon the table, and that any statements relating thereto be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 327) was agreed to.

The preamble was agreed to. The resolution, with its preamble, reads as follows:

S. RES. 327

Whereas Ernie Harwell worked as a Major League Baseball broadcaster for 55 years and as the signature voice of the Detroit Tigers for 42 of those years;

Whereas Ernie Harwell's voice brought the game of baseball to life for Tiger fans, and he was voted Michigan Sportscaster of the year 17 times;

Whereas Ernie Harwell had such a love of baseball that, upon meeting Babe Ruth as a child, he had "The Babe" autograph his shoe because he did not have paper;

Whereas Ernie Harwell called the 1968 and 1984 World Series that crowned the Tigers world champions;

Whereas in 1948, Ernie Harwell became the only broadcaster to be traded for a player when Branch Rickey, general manager of the Brooklyn Dodgers, traded Cliff Dapper to the Atlanta Crackers for Harwell;

Whereas Ernie Harwell's memorable moments include broadcasting the debut of Willie Mays in 1951, Bobby Thomson's "shot heard 'round the world" that same year, and Hoyt Wilhelm's no-hitter against the New York Yankees in 1958;

Whereas on August 2, 1981, Ernie Harwell became the fifth broadcaster to be inducted into the Baseball Hall of Fame;

Whereas Ernie Harwell brought to life, through the medium of radio, the performances of some of baseball's greats, such as Sparky Anderson, Kirk Gibson, Al Kaline, Denny McLain, Alan Trammell, and many others;

Whereas the Cleveland Indians renamed the visiting radio booth in the Jacobs Field press box the "Ernie Harwell Visiting Radio Booth" in commemoration of his career;

Whereas Sunday, September 15, 2002, is "Ernie Harwell Day" at Comerica Park in Detroit, Michigan; and

Whereas Detroit Tiger fans all over the country have fond memories of Ernie Harwell, summer, and Tiger victories: Now, therefore, be it

Resolved, That the Senate—

(1) honors and celebrates the achievements of Ernie Harwell;

(2) wishes Ernie Harwell good health and happiness in his retirement; and

(3) directs the Secretary of the Senate to transmit a copy of this resolution to Ernie Harwell.

AMENDING SECTION 5307 OF TITLE 49, UNITED STATES CODE

Mr. BYRD. Mr. President, by the authority of the majority leader, I ask unanimous consent that the Senate now proceed to the consideration of H.R. 5157 just received from the House and at the desk.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 5157) to amend section 5307 of title 49, United States Code, to allow transit systems in urbanized areas that, for the first time, exceeded 200,000 in population according to the 2000 census to retain flexibility in the use of Federal transit formula grants in fiscal year 2003, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. BYRD. Mr. President, I ask unanimous consent that the bill be read three times, passed, the motion to reconsider be laid upon the table, and any statements be printed in the RECORD, without further intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 5157) was read the third time and passed.

INTERNATIONAL DISABILITY AND VICTIMS OF LANDMINES, CIVIL STRIFE AND WARFARE ASSISTANCE ACT OF 2001

Mr. BYRD. Mr. President, at the request of the distinguished majority leader and the assistant leader, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 528, S. 1777.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 1777) to authorize assistance for individuals with disabilities in foreign countries, including victims of landmines and other victims of civil strife and warfare, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Foreign Relations with amendments as follows:

[Strike the parts shown in black brackets and insert the parts shown in italic]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “International Disability and Victims of Landmines, Civil Strife and Warfare Assistance Act of [2001] 2002”.

SEC. 2. FINDINGS AND PURPOSE.

(a) FINDINGS.—Congress makes the following finding:

(1)(A) According to the International Committee of the Red Cross, there are tens of millions of landmines in over 60 countries around the world, and it has estimated that as many as 24,000 people are maimed or killed each year by landmines, mostly civilians, resulting in amputations and disabilities of various kinds.

(B) While the United States Government invests more than \$100,000,000 in mine action programs annually, including funding for mine awareness and demining training programs, only about ten percent of these funds go to directly aid landmine victims.

(C) The Patrick Leahy War Victims Fund, administered by the United States Agency for International Development, has provided essential prosthetics and rehabilitation for landmine and other war victims in developing countries who are disabled and has provided long-term sustainable improvements in quality of life for victims of civil strife and warfare, addressing such issues as barrier-free accessibility, reduction of social stigmatization, and increasing economic opportunities.

(D) Enhanced coordination is needed among Federal agencies that carry out assistance programs in foreign countries for victims of landmines and other victims of civil strife and warfare to make better use of interagency expertise and resources.

(2) According to a review of Poverty and Disability commissioned by the World Bank, “disabled people have lower education and income levels than the rest of the population. They are more likely to have incomes below poverty level than the non-disabled population, and they are less likely to have savings and other assets . . . [t]he links between poverty and disability go two ways—not only does disability add to the risk of poverty, but conditions of poverty add to the risk of disability.”

(3) Numerous international human rights conventions and declarations recognize the need to protect the rights of individuals regardless of their status, including those individuals with disabilities, through the principles of equality and non-discrimination.

(b) PURPOSE.—The purpose of this Act is to authorize assistance for individuals with disabilities, including victims of landmines and other victims of civil strife and warfare.

SEC. 3. INTERNATIONAL DISABILITIES AND WAR VICTIMS ASSISTANCE.

The Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) is amended by inserting after section 134 the following:

“SEC. 135. INTERNATIONAL DISABILITIES AND WAR VICTIMS ASSISTANCE.

“(a) AUTHORIZATION.—The President, [acting through the Administrator of the United States Agency for International Development,] is authorized to furnish assistance to individuals with disabilities, including victims of civil strife and warfare, in foreign countries.

“(b) ACTIVITIES.—The programs established pursuant to subsection (a) may include *programs, projects, and activities* such as the following:

“(1) Development of local capacity to provide medical and rehabilitation services for individuals with disabilities, including victims of civil strife and warfare, in foreign countries, such as—

“(A) support for and training of medical professionals, including surgeons, nurses, and physical therapists, to provide effective emergency and other medical care and for the development of training manuals relating to first aid and other medical treatment;

“(B) support for sustainable prosthetic and orthotic services; and

“(C) psychological and social rehabilitation of such individuals, together with their families as appropriate, for the reintegration of such individuals into local communities.

“(2) Support for policy reform and [advocacy] *educational* efforts related to the needs and abilities of individuals with disabilities, including victims of civil strife and warfare.

“(3) Coordination of programs established pursuant to subsection (a) with existing programs for individuals with disabilities, including victims of civil strife and warfare, *in foreign countries*.

“(4) Support for establishment of appropriate entities in foreign countries to coordinate programs, projects, and activities related to assistance for individuals with disabilities, including victims of civil strife and warfare.

“(5) Support for primary, secondary, and vocational education, public awareness and training programs and other activities that help prevent war-related injuries and assist individuals with disabilities, including victims of civil strife and warfare, with their reintegration into society and their ability to make sustained social and economic contributions to society.

“(c) PRIORITY.—To the maximum extent feasible, assistance under this section shall be provided through nongovernmental organizations, and, as appropriate, through governments to establish appropriate norms, standards, and policies related to rehabilitation and issues affecting individuals with disabilities, including victims of civil strife and warfare.

“(d) FUNDING.—Amounts made available [for a fiscal year] to carry out the other provisions of this part (including chapter 4 of part II of this Act) and the *Support for East European Democracy (SEED) Act of 1989* are authorized to be made available [for such fiscal year] to carry out this section and are authorized to be provided notwithstanding any other provision of law.”

SEC. 4. RESEARCH, PREVENTION, AND ASSISTANCE RELATED TO INTERNATIONAL DISABILITIES AND LANDMINE AND OTHER WAR VICTIMS.

(a) AUTHORIZATION.—

(1) IN GENERAL.—The Secretary of Health and Human Services, acting through the Director of the Centers for Disease Control and Prevention, is authorized—

(A) to conduct programs in foreign countries related to individuals with disabilities, including victims of landmines and other victims of civil strife and warfare;

(B) to provide grants to nongovernmental organizations for the purpose of carrying out research, prevention, public awareness and assistance programs in foreign countries related to individuals with disabilities, including victims of landmines and other victims of civil strife and warfare.

(2) APPROVAL OF SECRETARY OF STATE.—Activities under programs established pursuant to paragraph (1) may be carried out in foreign countries only [after consultation] *in coordination* with the Administrator of the United States Agency for International Development, and upon approval for such activities in such countries by the Secretary of State.

(b) ACTIVITIES.—Programs established pursuant to subsection (a) may include the following activities:

(1) Research on trauma, physical, psychological, and social rehabilitation, and con-

tinuing medical care related to individuals with disabilities, including victims of landmines and other victims of civil strife and warfare, including—

(A) conducting research on psychological and social factors that lead to successful recovery;

(B) developing, testing, and evaluating model interventions that reduce post-traumatic stress and promote health and well-being;

(C) developing basic instruction tools for initial medical response to traumatic injuries; and

(D) developing basic instruction manuals for patients and healthcare providers, including for emergency and follow-up care, proper amputation procedures, and reconstructive surgery.

(2) Facilitation of peer support networks for individuals with disabilities, including victims of landmines and other victims of civil strife and warfare, in foreign countries, including—

(A) establishment of organizations at the local level, administered by such individuals, to assess and address the physical, psychological, economic and social rehabilitation and other needs of such individuals, together with their families as appropriate, for the purpose of economic and social reintegration into local communities; and

(B) training related to the implementation of such peer support networks, including training of outreach workers to assist in the establishment of organizations such as those described in subparagraph (A) and assistance to facilitate the use of the networks by such individuals.

(3) Sharing of expertise from limb-loss and disability research centers in the United States with similar centers and facilities in war-affected countries, including promoting increased health for individuals with limb loss and limb deficiency and epidemiological research on secondary medical conditions related to limb loss and limb deficiency.

(4) Developing a database of best practices to address the needs of the war-related disabled through comprehensive examination of support activities related to such disability and access to medical care and supplies.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of Health and Human Services to carry out this section such sums as may be necessary for each of fiscal years [2002] 2003 through 2004.

SEC. 5. EXPERTISE OF THE DEPARTMENT OF VETERANS AFFAIRS.

The Secretary of Veterans Affairs is authorized—

(1) to provide advice and expertise on prosthetics, orthotics, physical and psychological rehabilitation and treatment, and disability assistance to other Federal departments and agencies, including providing for temporary assignment on a non-reimbursable basis of appropriate Department of Veterans Affairs personnel, with respect to the implementation of programs to provide assistance to victims of landmines and other victims of civil strife and warfare in foreign countries and landmine research and health-related programs, including programs established pursuant to section 135 of the Foreign Assistance Act of 1961 (as added by section 3 of this Act) and programs established pursuant to section 4 of this Act; and

(2) to provide technical assistance to private voluntary organizations on a reimbursable basis with respect to the planning, development, operation, and evaluation of such landmine assistance, research, and prevention programs.

I SEC. 6. INTERAGENCY GROUP.

[(a) ESTABLISHMENT.—The Secretary of State shall establish and chair an interagency group to ensure coordination of all Federal programs that furnish assistance to victims of landmines and other victims of civil strife and warfare, and conduct landmine research, demining and prevention programs.

[(b) OTHER MEMBERS.—Members of the interagency group shall include, but not be limited to, representatives from—

[(1) the United States Agency for International Development;

[(2) the Department of Health and Human Services;

[(3) the Department of Education;

[(4) the Department of Defense; and

[(5) the Department of Veterans Affairs.

[(c) PUBLIC MEETINGS.—At least once each calendar year, the interagency group should hold a public meeting in order to afford an opportunity for any person to present views regarding the activities of the United States Government with respect to assistance to victims of landmines and other victims of civil strife and warfare and related programs. The Secretary of State shall maintain a record of each meeting and shall make the record available to the public.]

Mr. BYRD. Mr. President, I ask unanimous consent the committee amendments be agreed to, the motion to reconsider be laid on the table, the bill, as amended, be read the third time and passed, the motion to reconsider be laid upon the table, and any statements relating thereto be printed in the RECORD, without intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee amendments were agreed to.

The bill (S. 1777), as amended, was read the third time and passed, as follows:

THANKING SENATE PERSONNEL

Mr. BYRD. Mr. President, let me thank again our very dedicated staff and the officers of the Senate, the security personnel, the committee staff people, and in particular those Senators who have presided this afternoon.

And I should not forget the pages. I thank them too.

Let me also thank the people who work here at these desks. Many times they have to come to Senators to tell them what the situation is. It may not be a situation that the Senator likes. That is not because of the person who carries the message to the Senator. People who convey the message are told to carry the message.

If I have said anything today that would offend any person in the Senate family, I certainly want to apologize.

I don't see any other Senators seeking recognition.

I again thank the Senator from Minnesota for presiding at this hour, at 4:15 p.m.

**ORDERS FOR TUESDAY
SEPTEMBER 17, 2002**

Mr. BYRD. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m., Tuesday, September 17.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. BYRD. Mr. President, by the way, that was the day in 1787 that the Constitutional Convention completed its work—September 17, 1787. What a day. What a great day for free peoples, for people who have the liberty and freedom to speak. It devised a system of government, a government of the people, by the people, and for the people—a government of separation of powers and checks and balances.

I thank those Framers for what they did on July 16, 1787, when they decided under a great compromise which provided for a Senate—a Senate where Members would represent the States with two Senators from each State so that a small State, or a large State, or medium-size State would have an equal voice in this Senate. Let us remember that as we go along.

Again, I say that day on September 17, 1787, there were 39 signers who put their names on this Constitution, including John Milton Niles, a Senator from Connecticut. And his relative sits in the chair today, Senator DAYTON from Minnesota.

Let me begin again so that the RECORD will show it as read in its completeness and without interruption.

I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m., Tuesday, September 17; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and the Senate be in a period of morning business until 10:30 a.m., with Senators permitted to speak for up to 10 minutes each, with the first half of the time under the control of the majority leader, or his designee, and the second half of the time under the control of the Republican leader, or his designee; that at 10:30 a.m. the Senator resume consideration of H.R. 5093, the Interior

Appropriations Act; that the Senate recess from 12:30 p.m. until 2:15 p.m. for the weekly conferences; that at 2:15 p.m. the Senate resume consideration of H.R. 5005, homeland security; that at 4:15 p.m. the Senate resume consideration of the Interior Appropriations Act with 60 minutes of debate, equally divided between the chairman and the ranking member of the subcommittee, or their designees, prior to the vote on cloture on the Byrd amendment; further, that the live quorum with respect to the cloture motion filed today be waived; and that the cloture vote occur at 5:15 p.m., Tuesday, September 17, without further intervening action or debate.

Before the Chair puts the question, let me consider what I just said.

Mr. President, I add this request, which is my own request: That when the Senate resumes consideration of H.R. 5005, the homeland security bill, I be recognized at that point.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. BYRD. Mr. President, I overlooked a request of the lady. I thank the fine lady who serves the Senate so well for calling this to my attention. And, for the Record, her name is Lula.

Mr. President, I also ask unanimous consent that Members have until 1 p.m., Tuesday, September 17, to file first-degree amendments, notwithstanding a recess of the Senate during that time, and that second-degree amendments be filed until 4:15 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

**ADJOURNMENT UNTIL 9:30 A.M.,
TUESDAY, SEPTEMBER 17, 2002**

Mr. BYRD. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 4:20 p.m., adjourned until Tuesday, September 17, 2002, at 9:30 a.m.

CONFIRMATIONS

Executive nominations confirmed by the Senate September 13, 2002:

THE JUDICIARY

JOSE E. MARTINEZ, OF FLORIDA, TO BE UNITED STATES DISTRICT JUDGE FOR THE SOUTHERN DISTRICT OF FLORIDA.

ARTHUR J. SCHWAB, OF PENNSYLVANIA, TO BE UNITED STATES DISTRICT JUDGE FOR THE WESTERN DISTRICT OF PENNSYLVANIA.