

The Federal Government will receive equal value in land from the city. The passage of this Act is good for the public and for the residents of Craig.

PAYING TRIBUTE TO ARTHUR  
MOSS

**HON. SCOTT McINNIS**

OF COLORADO

IN THE HOUSE OF REPRESENTATIVES

*Thursday, October 30, 2003*

Mr. McINNIS. Mr. Speaker, it is with a heavy heart that I rise before this body of Congress and this nation today to pay tribute to the life and memory of an outstanding citizen and community leader. Arthur Moss of Grand Junction, Colorado recently passed away at the age of eighty-four. Art was very active in his community and leaves a legacy in Grand Junction worthy of praise. As his family and friends mourn his loss, I am honored to pay tribute to his life and accomplishments here today.

Born in Canada and raised in Michigan, Art moved to Grand Junction in 1955. He was a community leader from the beginning, serving as the first Director of Club 20, an organization dedicated to representing the concerns and interests of the communities of Western Colorado. Art helped bring Grand Valley Daybreak, an adult daycare program, to Grand Junction. In addition, he served as President of the Western Colorado American Boy Scouts and Chairman of Mesa County Republicans. An endless list of organizations have benefited from Art's influence, from the Masonic Lodge to the United Fund. No matter what the cause, Art always helped get the job done.

Mr. Speaker, Arthur Moss was a true community leader. Unconcerned with seeking credit for his work, Art worked tirelessly to improve his community. He was a dedicated and driven man who wanted the best for his friends and neighbors. While Art has passed on, his legacy is sure to live for many years to come. I am honored to join with my colleagues in remembering the life and accomplishments of Arthur Moss here today, and my thoughts are with his family during this difficult time.

SUPPORT OF NATIONAL BREAST  
CANCER AWARENESS MONTH

**HON. MADELEINE Z. BORDALLO**

OF GUAM

IN THE HOUSE OF REPRESENTATIVES

*Thursday, October 30, 2003*

Ms. BORDALLO. Mr. Speaker, today I join my colleagues in support of the fight against breast cancer. I am told that this year 211,300 new cases of breast cancer will be diagnosed. A few years ago, two of those cases were my nieces, Donna and Catherine.

I will never forget their experiences in fighting the disease, the pain and side effects of treatment. I will never forget the feelings of fear and helplessness that their parents and the rest of our family felt because we could not take away their suffering.

So today as we celebrate the progress made in the fight against breast cancer, I want

to express my gratitude to those who work to raise awareness and who encourage self-testing and early screening. I also commend those involved in research, those who fight to fund that research, and the survivors of breast cancer and their families for the strength and support they provide to other victims. Without your efforts, Donna, Catherine, and many other breast cancer victims would not be here today.

To my colleagues in Congress, I urge you to do your part in the fight against breast cancer: let us ensure that when the reauthorization of the Mammography Quality Standards Act and the National Breast and Cervical Cancer Early Detection Program comes before us, we provide the necessary funding so that one day there will be no need for Breast Cancer Awareness Month.

MEDICAID PSYCHIATRIC HOSPITAL  
FAIRNESS ACT OF 2003

**HON. JIM McCRERY**

OF LOUISIANA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, October 30, 2003*

Mr. McCRERY. Mr. Speaker, last week, I introduced H.R. 3633 a bill of great importance. Federal law generally allows states to use matching federal Medicaid funds to pay for inpatient psychiatric care. There is, however, a key exception that poses risks both to patients in need of services and the facilities that serve them. Specifically, federal law does not permit the use of federal matching funds to provide acute inpatient psychiatric services at free-standing non-governmental psychiatric hospitals, the so-called Institutions for Mental Diseases (IMDs). The exclusion applies only to patients between the ages of 21 and 65 who are on Medicaid.

That is not to say the federal government is not willing to pay for this population's acute inpatient psychiatric care. To the contrary, Medicaid funds can be used to pay for the care of these patients in general hospitals that provide psychiatric services. The difference has nothing to do with the patient or the care. It has everything to do with the type of facility.

States are free to spend their own money on these patients when services are delivered in an IMD. They have been reluctant to do so, however, because there is no federal match and, perhaps more importantly, the patients are already getting the care without the state having to spend a dime.

How is that possible?

Simple. Under the Emergency Medical Treatment and Labor Act, better known as EMTALA, patients presenting themselves to a hospital which provides emergency services must be assessed and stabilized before they can be discharged.

With many hospitals emergency rooms full to capacity and with a shrinking number of acute psychiatric beds in the U.S., patients with psychiatric problems and their families either seek emergency services in a non-governmental psychiatric hospital or are transferred from a general hospital to an IMD. Once the patient comes into the IMD's emergency room, the hospital is legally obligated under EMTALA to provide treatment to stabilize the patient, which can take several days or more.

If the patient is on Medicare or private insurance, the IMD can be paid for the services rendered. But if the patient is on Medicaid and happens to be between the ages of 21 and 65, the psychiatric hospital generally has to render care for which they will not be reimbursed.

Consider the unfairness. Washington has passed a law requiring a hospital to provide medical care for an entire class of patients and simultaneously refused to make Medicaid matching payments for those services.

Required to take these patients, IMDs are placed under tremendous financial pressure. Those with a particularly high number of these EMTALA Medicaid cases may find their only option is to close their doors, creating a real access problem in local communities.

In Shreveport, Louisiana, for example, there is one non-governmental IMD whose continued financial viability is tenuous. Over the past year, this facility has taken emergency transfers from over 70 hospitals throughout the state and from as far away as 300 miles. If this psychiatric hospital closes its doors as a result of their unreimbursed Medicaid costs, these mentally ill patients will lose their only access to care in North Louisiana.

In order to address this unfair conflict in two federal laws—the IMD exclusion and EMTALA—I introduced H.R. 3363, the Medicaid Psychiatric Hospital Fairness Act of 2003. This measure would allow states to use federal matching funds to pay for the care of Medicaid recipients between the ages of 21 and 65 in IMDs if the patient was admitted pursuant to EMTALA or as a result of a transfer from another hospital and required immediate, inpatient hospitalization.

The measure is supported by the National Alliance for the Mentally Ill—the country's largest advocacy organization for the mentally ill, the National Association of Psychiatric Health Systems, the American Hospital Association, the American Psychiatric Association, and the National Association of County Behavioral Healthcare Directors.

Mr. Speaker, I urge swift action on this legislation that will help ensure nongovernmental psychiatric hospitals remain open to serve one of our most vulnerable populations, individuals with serious and persistent mental illness.

PAYING TRIBUTE TO BERNICE  
TOONEN COOPER

**HON. SCOTT McINNIS**

OF COLORADO

IN THE HOUSE OF REPRESENTATIVES

*Thursday, October 30, 2003*

Mr. McINNIS. Mr. Speaker, I rise before this body of Congress and this nation today to pay tribute to the life and memory of an outstanding woman from my state. Bernice "Bernie" Toonen Cooper of Durango, Colorado passed away recently at the age of 90. As her family and friends mourn their loss, I would like to tell my colleagues about this remarkable woman here today.

Born in 1913 in Wisconsin and raised in California, Bernie moved to Colorado in 1940. Trained as a nurse, she devoted 40 years to her profession, and many Durango residents chose to receive care in the hospital where she worked simply to have Bernie be their nurse. Several physicians with whom she regularly worked regarded her as the best nurse in town.

Bernie was also known to have one of the biggest hearts in town. She had an infectious love for people and always had a hot meal ready when her many friends stopped by to visit. Known for her bright, loving eyes and scintillating smile, even people Bernie had met decades before in the hospital would stop to greet her on the street.

Mr. Speaker, although Bernice Toonen Cooper is no longer with us, her charitable, loving spirit left an indelible mark on countless residents in Durango. Bernie was a true credit to her profession and her community, and I am honored to tell her story here today. My thoughts and prayers are with her family and friends during this difficult time.

TRIBUTE TO ROBERT AND SHIRLEY FORTINSKY FOR BEING HONORED AS "AMUDEI TZIBOR"—"PILLARS OF THE COMMUNITY" BY TEMPLE ISRAEL

**HON. PAUL E. KANJORSKI**

OF PENNSYLVANIA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, October 30, 2003*

Mr. KANJORSKI. Mr. Speaker, I rise today to call the attention of the House of Representatives to Robert and Shirley Fortinsky as they are honored as "Amudei Tzibor" or "Pillars of the Community" at the 81st Annual Dinner Meeting of Temple Israel on Sunday, November 2nd at the Woodlands Inn and Resort in Wilkes-Barre, Pennsylvania.

Mr. Speaker, Bob and Shirley Fortinsky have built successful businesses and have continued what is a family tradition of hard work and success, commitment to their community, and a focus on the value of education. They both have been long involved in Temple Israel and are noted for their philanthropy and community activism.

Robert is a Past President and Chairman of the Board of Trustees of Temple Israel. He was the Chairman of the 1972 United Jewish Appeal campaign, the 1985 Israel Bond campaign, and the 1989 Pennsylvania drive for the Chair of Jewish Studies at Penn State University. Bob is a past recipient of the B'nai B'rith Lodge Community Service Award and the Anti-Defamation League Distinguished Community Service Award.

Shirley is affiliated with organizations focusing on community service, health and the arts. She serves on the Boards of Directors of the Association for the Blind, Family Service Association, the F. M. Kirby Center for the Performing Arts, and the Domestic Violence Service Center. The Wilkes-Barre Jewish Federation presented Shirley with a Distinguished Service Award in 1993.

Bob and Shirley, with their deep respect for education, have donated Fortinsky Hall to Wilkes University, helped to create the Center for Technology, and provided the Fortinsky Auditorium to the Penn State Wilkes-Barre campus.

A graduate of Penn State following service in the United States Army, Bob presently serves as a member of the Board of Trustees of Penn State University and is a past Chairman of the Board of the Penn State Wilkes-Barre campus. He is a member of the King's College Century Club, Wilkes University's

John Wilkes Society, and the Mount Nittany Society of Penn State. Bob is also affiliated with The Luzerne National Bank, the International Textile Society, the Wyoming Business Club, and the Luzerne Foundation.

They have two daughters, Jill Fortinsky Schwartz and Judith Null, who are lifelong members of Temple Israel. Shirley and Bob's seven grandchildren attended Temple Israel Religious School and celebrated their respective Bar and Bat Mitzvahs at the Temple.

Mr. Speaker, it is an honor and privilege to represent these community leaders and to recognize their commitment to the community.

TRIBUTE TO DR. PAUL R. JONES

**HON. MICHAEL C. BURGESS**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Thursday, October 30, 2003*

Mr. BURGESS. Mr. Speaker, I rise today during National Chemistry Week to recognize Dr. Paul R. Jones from the University of North Texas, which is located in my district, for his outstanding career as an educator and researcher in the field of Organic Chemistry.

On Tuesday, Congress voted to pass H. Res. 395 that recognized the importance of national contributions made by those involved with the field of chemistry. I am proud to recognize the work of Dr. Paul R. Jones.

As a student at The University of North Texas, I had the opportunity to take one of Dr. Jones Chemistry courses which helped inspire me to pursue a career in medicine. Dr. Jones received his PhD from Purdue University in 1966 and has taught at The University of North Texas for the last thirty-five years. While educating eager students, Dr. Jones served as an officer in the American Chemistry Society and the Alpha Chi Sigma Professional Chemistry Fraternity.

Dr. Jones once said that the greatest fulfillment he gets out of life is seeing his students succeed; and I am here to say that his work as an educator truly did inspire me, and I'm sure countless other students. Dr. Paul R. Jones should serve as motivation for other educators.

Once again, I'd like to express my gratitude to Dr. Paul R. Jones for his dedication to the field of Chemistry, and for the knowledge he provided to me and thousands of other students over his long, successful career at The University of North Texas.

A PROCLAMATION HONORING  
CLINTON BEAMON JONES IV

**HON. ROBERT W. NEY**

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

*Thursday, October 30, 2003*

Mr. NEY. Mr. Speaker: Whereas, Clinton Beamon Jones III is celebrating the arrival of his son, Clinton Beamon Jones IV; and

Whereas, Clinton Beamon was born on the sixteenth Day of August, 2003, and weighed five pounds and ten ounces; and

Whereas, Mr. Jones is proud to welcome his new son into his home; and

Whereas, Clinton Beamon will be a blessed addition to his family, bringing love, joy and happiness for many years to come;

Therefore, I join with Members of Congress and Congressional Staff in celebrating with Clinton Beamon Jones III and wishing Clinton Beamon Jones IV a very Happy Birthday.

CONGRATULATING THE NATIVITY PARISH OF SCRANTON, PENNSYLVANIA ON ITS 100TH ANNIVERSARY

**HON. PAUL E. KANJORSKI**

OF PENNSYLVANIA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, October 30, 2003*

Mr. KANJORSKI. Mr. Speaker, I rise today to recognize the Nativity Parish in Scranton, Pennsylvania as it celebrates its 100th Anniversary on November 1st. I ask that my colleagues pay tribute to this Parish that has been an integral part of the Scranton community over the last century.

The story of the Nativity Parish begins on February 2, 1902 when Reverend Michael J. Hoban, Bishop of Scranton, announced that a new parish would be built on the corner of Hemlock Street and South Webster Avenue. The Parish, built on the same property where the first Catholic Church in Scranton stood, would be called Nativity of Our Lord.

Led by Father James A. O'Reilly, the Nativity Parish celebrated its first mass on November 1, 1903 at St. John's T.A.B. hall. It is this date that marks the official beginning of the Nativity Parish.

On May 23, 1904, new ground was broken for the present Nativity Church. A few months later, on July 31st, Bishop Hoban laid the first cornerstone. On July 16, 1905, the lower Church was officially dedicated.

After Father O'Reilly's passing in the spring of 1907, Reverend John J. Loughran was appointed Pastor of the Nativity. He would remain with the Church until his own passing in the spring of 1940. During his long and distinguished tenure with the Parish, Dr. Loughran oversaw the expansion of the Nativity Parish, including the additions of the Rectory in 1909, upper Church in 1911, and the school and convent in 1933.

Mr. Speaker, because of the leadership displayed by Bishop Hoban, Reverend O'Reilly, and Reverend Loughran, the Nativity Parish became an exemplary institution in the city of Scranton. The dedication of these men to both their religion and their community resulted in a beautiful Church being built to serve the residents of Scranton.

Today, under the stewardship of Reverend Joseph R. Kelly this congregation remains a vital organization for the city of Scranton and her people. As the new Congressman representing the City of Scranton, it is a privilege to recognize the 100th anniversary of the Nativity Parish.

MOTION TO INSTRUCT CONFEREES  
ON H.R. 6, ENERGY POLICY ACT  
OF 2003

SPEECH OF

**HON. JOHNNY ISAKSON**

OF GEORGIA

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, October 29, 2003*

Mr. ISAKSON. Mr. Speaker, I rise today to oppose a motion offered by Representative