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House of Representatives

The House met at 12:30 p.m.

MORNING HOUR DEBATES

The SPEAKER. Pursuant to the order of the House of January 4, 2005, the Chair will now recognize Members from lists submitted by the majority and minority leaders for morning hour debates. The Chair will alternate recognition between the parties, with each party limited to not to exceed 30 minutes, and each Member except the majority leader, the minority leader or the minority whip limited to not to exceed 5 minutes.

The Chair recognizes the gentleman from Florida (Mr. STEARNS) for 5 minutes.

IN DEFENSE OF THE POSTING OF THE TEN COMMANDMENTS

Mr. STEARNS. Mr. Speaker, last week a few of us had the opportunity to attend the opening arguments at the United States Supreme Court for two cases about the public display of the Ten Commandments.

These cases are very interesting because not only are they specifically about the Ten Commandments, but in a larger sense, they are about the long-running dispute over the so-called separation of church and state. I say so-called, because there is not one word in the Constitution that mentions this alleged separation of church and state.

And for over 150 years, the Supreme Court barely referenced this infamous phrase at all. The establishment clause of the first amendment provides that "Congress shall make no law respecting an establishment of religion." For over 150 years, this was commonly understood to mean that the Federal Government cannot establish a national religion as the English did with the Anglican Church.

But ever since cases like *Everson* in 1947; *Engel*, 1961; *Lemon*, 1971; and

Wiseman in 1992, a handful of judges have interpreted the first amendment's establishment clause, misinterpreted, I might add in my view, to exclude more and more expressions of religion from the public square.

Now we are at the point where children are not allowed to pray in public schools. The mildest nonsectarian invocations are forbidden at public events, the Boy Scouts are ostracized for mentioning God in their oath, and even the words "under God" in the Pledge of Allegiance are under fire.

Perhaps these Ten Commandments cases will be the turning point in the legal war against religion. We need to have a commonsense approach towards the relationship between religion and the State. That is why I was particularly interested to hear Justice Scalia's take on this case.

He was his usual straightforward and honest self in his questions. He asked the ACLU lawyer, "If a legislature can open its session with the public present with a prayer, why can it not, in the same building, post the Ten Commandments?" He also called the Ten Commandments "a symbol of the fact that Government derives its authority from God, which seems to me an appropriate symbol to put on Government grounds."

Justice Scalia also logically noted that those who oppose the Ten Commandments on public grounds would "also think that Thanksgiving proclamations are also unconstitutional, which were recommended by the very first Congress, the same Congress that proposed the first amendments."

Mr. Speaker, this is an issue that the American people care about deeply. In fact, according to a recent AP poll, 76 percent of Americans support these religious displays, which Justice Scalia alluded to when he said the Ten Commandments send "a profoundly religious message, but it is a profoundly religious message believed in by a vast majority of the American people."

The irony of the Supreme Court hearing on these cases last week and of the outright hostility that the Court has displayed against religion in recent years is that above the head of the Chief Justice of the Supreme Court is a concrete display of the Ten Commandments.

And close to these commandments is a marble sculptured relief of Moses himself, the great lawgiver. And let us not forget that at the beginning of each session at the Court, the crier opens with the proclamation: "God save the United States and this Honorable Court."

I agree with Justice Scalia and with the vast majority of the American people. In fact, to quote former Supreme Court Justice William O. Douglas: "We are a religious people whose institutions presuppose a supreme being." That is why I have introduced legislation to display the Ten Commandments in the Capitol.

Mr. Speaker, the fact of the matter is that the Ten Commandments are a historical document that contains moral, ethical, and legal truisms that any person of any religion or even an atheist can recognize and appreciate. They present a concise set of values that represent the moral background of this Nation and our common view on right and wrong.

I believe that they promote a commitment to decency, which is why I have them hanging in my office. We start off every day with prayer and the Pledge of Allegiance. Over the Speaker's rostrum it is posted, "In God we Trust."

There are statues and representations of religious figures scattered throughout the Capitol and House buildings. Posting the Ten Commandments would fit right in and would merely serve to remind Members that

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we have the responsibility as lawmakers to be as fair and just as possible. Certainly a reminder of God's law would be appropriate as we consider the Nation's laws.

SUPPORT FOR FREEDOM AND HUMAN RIGHTS

The SPEAKER pro tempore (Mr. PENCE). Pursuant to the order of the House of January 4, 2005, the gentleman from Oregon (Mr. BLUMENAUER) is recognized during morning hour debates for 5 minutes.

Mr. BLUMENAUER. Mr. Speaker, we come to the floor to speak to the American public. Sometimes we come to speak to one another.

It is in that spirit of speaking to my fellow Members of Congress that I rise today. Like you, I was horrified when the pictures at the Abu Ghraib prison first came forward, and then the additional admission of abuse, mistreatment, indeed, torture at the hands of people that we were responsible for.

And it seems, Mr. Speaker, that this is not an isolated set of circumstances. Indeed, there are more stories coming out of torture and death of detainees, and of extraordinary rendition, where people the United States is concerned with, we allow them to be transported to other dictatorships where we know that they will be abused.

I have been horrified as the stories start to come out, broadly reported in the press; and from Amnesty International, and the Red Cross. I, like you, my fellow Members of Congress, am horrified that the United States would be lumped into the same categories as countries that we are trying to encourage to honor human rights. Syria, Egypt, Morocco, Saudi Arabia look to be countries where we have allowed people or sent them to be tortured.

This took on a decidedly local flavor for me as press accounts came out that a shadow, perhaps illegal dummy, front company, Bayard Foreign Marketing, LLC, in my home town of Portland, Oregon, was used to transport these people.

It appears to have been this company, organized in violation of Oregon law, to hide the true nature and breadth of this extraordinary rendition program. It is important for us as Members of Congress to be clear. Torture is morally wrong. It is not just a quaint idea that some people feel that it is morally wrong, but it is immoral.

Additionally, torture is a bad idea for intelligence purposes. The experts tell us that if you attempt to drown, beat, shock, freeze people, deprive them of sleep long enough, they will admit to almost anything you want them to admit to, but it is not the soundest basis upon which to base our intelligence decisions.

Furthermore, when prisoners are tortured, it taints the case against them; makes it impossible to bring them to justice in a court of law; and, sadly, it

puts Americans at risk. The reason that we obey these quaint notions against torture is not just because it is morally wrong but tactically it puts Americans at risk in uniform and not.

Mr. Speaker, I am concerned about how Congress can sit on the sidelines and let the press and human rights groups do our job. Well, actually, they can only do part of our job. They can get the truth out, and that ought to be something that each Member of Congress ought to be concerned about. But being able to fix abuses, to hold responsible parties accountable for violation of human rights, a United States policy and perhaps law, that is our job.

Mr. Speaker, in the history of this country perhaps a half billion Americans have lived; only 11,571 Americans have been privileged to be Members of Congress. Who do we represent in this matter? Yes, we listen to special interests, those with strong political voices. We listen to the voters. We listen to the press. But at the end of the day, the things that matter most to us, I am convinced, are our family, our friends, the outstanding men and women who work for us here on Capitol Hill, who are almost like family. How can we look them in the eye when such a cloud hangs over America's honor?

I strongly urge each of my colleagues to look deep into their hearts and think about what they are going to do to provide the answer to their friends, their family, their neighbors, their staff about what we are doing to protect America's honor and to protect the abuse of human rights wherever it may be.

INTERNATIONAL WOMEN'S DAY

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Tennessee (Mrs. BLACKBURN) is recognized for 5 minutes.

Mrs. BLACKBURN. Mr. Speaker, today is International Women's Day, and I come before the body this morning to salute our Iraqi women friends. I have with me a group of e-mails that I have received the past couple of days from the Iraqi women that we have been working with; and they are expressing their thanks to our military men and women who have fought so diligently and have worked right alongside with them and with their country to help their country go through successful elections, to recognize the freedom that they have sought and that they have fought for and longed for for 30 years. So it is with great excitement today that they are communicating with us as a free people and as free women.

Not only are they grateful to our military, Mr. Speaker, they are grateful to those of us in the Congressional Iraqi Women's Caucus, from both sides of the aisle here in this body, a group that has come together to walk with them as they walk toward opportunity and hope and freedom.

I would like to express my thanks for the leadership in that caucus to our former colleague, Ms. Dunn, who put a tremendous amount of leadership in this, and to the gentlewoman from Texas (Ms. GRANGER) and the gentleman from Nebraska (Mr. OSBORNE), who are continuing to work and lead this group as we seek to help the Iraqi women.

I would like to share with the body some of the e-mails and some of the communication that has been expressed from these women as women and as free people to speak on International Women's Day.

This e-mail says: this is the second year Iraqi women have contributed to this important international gathering as free and independent people. They had a goal of 25 percent representation rights for women in the National Assembly in Iraq. Iraqi women have reached a target beyond that, with 31 percent representation. Spectacular. Spectacular.

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Another, "Iraqi women are now in the future that we all dreamed of. Iraqi women are heroes. They deserve to be leaders. They deserve to participate in building the bright future for their children. We owe our brave brothers and partners their support and understanding. Together, we all celebrate the International Women's Day."

And another, "This day, March 8, is a sign of civilization and democracy. Let us celebrate together."

Another, "Your voice is reaching other countries in the Middle East. Our sisters in Saudi Arabia, Bahrain, and Kuwait are also rising. People are speaking out and enjoying democracy. Congratulations to all, celebrating the spirit and courage and contributions of Iraqi women who have added to the vitality, the richness, and the diversity of Iraqi life. In this amazing transformation to democracy in our country, we must recognize women's historic accomplishments and always honor those who have left us behind to carry through."

Mr. Speaker, I am so encouraged by the voices of freedom that we hear in this budding democracy. I stand today to salute the Iraqi women and to encourage them as they continue to work toward freedom, hope and opportunity in their country.

NO PLAN FOR SOCIAL SECURITY SOLVENCY

The SPEAKER pro tempore (Mr. PENCE). Pursuant to the order of the House of January 4, 2005, the gentleman from Oregon (Mr. DEFAZIO) is recognized during morning hour debates for 5 minutes.

Mr. DEFAZIO. Mr. Speaker, the President of the United States, despite confusion in the press, does not have a plan to ensure the long-term financial solvency of Social Security. His privatization plan would actually reduce Social Security's income and accelerate