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House of Representatives

The House was not in session today. Its next meeting will be held on Monday, June 10, 2002, at 2 p.m.

Senate

FRIDAY, JUNE 7, 2002

The Senate met at 11 a.m. and was called to order by the Honorable JACK REED, a Senator from the State of Rhode Island.

PRAYER

The Chaplain, Dr. Lloyd John Ogilvie, offered the following prayer:

Gracious God, we are irresistibly drawn into Your presence by the magnitude of Your love. You place a homing spirit within us and call us home to Your heart. Thank You for the strength, security, and serenity that You provide in the midst of the strain and stress of public service. In Your presence we experience perfect peace for the pressure of conflict, the tyranny of the urgent, and late night legislation.

It is when we return to You that we find each other. You help us discover unity and diversity and oneness in spite of differences. We feel the bond of loyalty of a shared patriotism. Remind us that all power is derived through You and authority is divinely delegated for the fulfillment of Your purposes. May we never forget that You are in control and our task is to seek and do Your will. Bless this Senate as Senators and staff confess again that You are absolute Lord of all, the One to whom we are accountable and, ultimately, the only One we must please. You are sovereign. Amen.

PLEDGE OF ALLEGIANCE

The Honorable JACK REED led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Repub-

lic for which it stands, one nation under God, indivisible, with liberty and justice for all.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication to the Senate from the President pro tempore (Mr. BYRD).

The legislative clerk read the following letter:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 7, 2002.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JACK REED, a Senator from the State of Rhode Island, to perform the duties of the Chair.

ROBERT C. BYRD,
President pro tempore.

Mr. REED thereupon assumed the chair as Acting President pro tempore.

RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

RECOGNITION OF THE ACTING MAJORITY LEADER

The ACTING PRESIDENT pro tempore. The Senator from Nevada.

SCHEDULE

Mr. REID. Mr. President, earlier this morning we completed a very difficult supplemental appropriations bill,

which of course will now go to conference with the House. It was a long day yesterday and part of today to complete that, but it was a good week's work we were able to accomplish.

There will be no rollcall votes today. The next rollcall vote will occur Monday evening at approximately 5:30 p.m.

MEASURES PLACED ON THE CALENDAR—H.R. 4800 AND H.R. 4823

Mr. REID. Mr. President, I understand the following bills are at the desk and have been read for the first time, H.R. 4800 and H.R. 4823.

The ACTING PRESIDENT pro tempore. The Senator is correct.

Mr. REID. I ask unanimous consent that it be in order, en bloc, for these bills to receive a second reading, and I then object to any further consideration of this legislation at this time.

The ACTING PRESIDENT pro tempore. Without objection, it so ordered.

The clerk will report the bills by title for the second time.

The legislative clerk read as follows:

A bill (H.R. 4800) to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance programs.

A bill (H.R. 4823) to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the exclusion from Federal income tax for restitution received by victims of the Nazi Regime.

The ACTING PRESIDENT pro tempore. Objection having been heard, the bills will be placed on the calendar.

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



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S5245

LOCAL LAW ENFORCEMENT ACT
OF 2001

The ACTING PRESIDENT pro tempore. Under the previous order, the Senate will now proceed to the consideration of S. 625, which the clerk will report.

The legislative clerk read as follows:

A bill (S. 625) to provide Federal assistance to States and local jurisdictions to prosecute hate crimes, and for other purposes.

The ACTING PRESIDENT pro tempore. The Senator from Nevada.

Mr. REID. Mr. President, with the legislation now before us, I am very happy to see the chairman of the Judiciary Committee in the Chamber today to lead the discussion on this legislation. This is an extremely important piece of legislation. We have waited a long time to get to its consideration.

I have been somewhat disappointed when I read already in this week's newspapers that the minority has indicated they have scores of nonrelevant, nongermane amendments they are going to file on this piece of legislation. This is code word for they are going to do everything they can to stop the legislation from passing.

That is unfortunate because this legislation, which is commonly referred to as the hate crimes bill, has that name because that is what it is about. It is about people with hatred doing criminal acts.

Senate consideration of this legislation is much needed and is long overdue. It demonstrates, once again, the change that has taken place in this body since Senator LEAHY began the chairmanship of the Judiciary Committee.

But for his advocacy, we would not be in this spot; we would not be where we are now.

The chairman of the committee is here, and he has heard me say this on many occasions. We have done such a good job in the Judiciary Committee. I say "we" because the committee doing well reflects on all of us. When I think of what we have gone through in this committee, we had the terrorist acts of September 11, which caused us to focus immediately on antiterrorism legislation, which we passed. People complained because we didn't move that legislation fast enough. Now people are writing that it was one of the best things that happened in this Congress in a long time because the Judiciary Committee slowed us down. We didn't run pell-mell into this legislation but walked deliberately into it. As a result, we have good legislation, not the least of which has a sunset provision in it. If we went too far in any way, it sunsetted.

The work that has been done by the Judiciary Committee has been excellent. Not only do we have the situation with the terrorist acts of September 11 and all the work of the committee as it related thereto, but we had an anthrax attack in Senator DASCHLE's office. Senator LEAHY received anthrax-laden materials. From whom, we do not

know. It was enough that it closed down one of the office buildings where 50 Senators have their offices. That slowed us down.

In spite of that and many other obstacles we have had to overcome, we have moved forward on judges. I don't know the exact number now, but I believe it is 57 confirmed judges. I believe there is half a dozen or so on the calendar, a tremendous amount of work. We are doing the very best we can in that regard.

This hate crimes legislation is another example of the work the Judiciary Committee has done and the Senate has done generally since Senator JEFFORDS joined our caucus.

The present Federal criminal statutes do not respond to hate crimes motivated by a person's gender, sexual orientation, or disability. In fact, one of these characteristics, sexual orientation, is the third leading motivation behind hate crimes. Everyone has heard of some of the most egregious cases of hate crimes: Matthew Shepard, a very frail young man, was a gay student at the University of Wyoming. He was severely beaten, left for dead hanging on a fence post. There is no question this happened because he was gay.

James Byrd, Jr., an African American man, was brutally murdered, hooked up behind a pickup truck and dragged to his death.

These tragedies are not isolated. I indicated on this Senate floor earlier this week some of the incidents that have happened in Nevada because of hatred.

In Carson City, our State capital, somebody set a black family's home on fire and wrote the words "white power" and other racial slurs at the scene of the crime.

Vandals spray-painted a swastika and other graffiti on religious statues at a Roman Catholic Church in Henderson, NV, where I went to high school.

A black family in Las Vegas found a cross burning on their lawn.

Two white men attacked two Muslims with a baseball bat. They beat the Muslims with a baseball bat outside a mosque where they had gone to worship.

Condemning these acts is one thing, but we must legislate against these acts, and that is what this legislation is all about. These types of crimes not only infringe on victims' rights, they erode people's sense of security and self-worth.

Our country was founded on the principle of liberty and justice for all, and that means all. When perpetrators of hate crime target anyone, they really are targeting all of us and the principles that make our diverse Nation what it is.

We must move forward and continue our program of diversity in this country. This legislation will help us do that.

The ACTING PRESIDENT pro tempore. The Senator from Vermont.

Mr. LEAHY. Mr. President, I compliment the assistant majority leader.

Seeing Senator REID on the floor—along with Senator REED of Rhode Island and Senator AKAKA it seems only minutes ago I saw all of them as we were finishing up at 1 o'clock this morning. I appreciate the courtesy of the Senator from Hawaii in letting me speak at this point.

The distinguished senior Senator from Nevada did an enormous job in getting the emergency supplemental appropriations bill passed last night. I have told the distinguished senior Senator from Nevada many times that he has patience this Irish-Italian American probably never could have. But it was his patience, his persistence, and also the great credibility he has on both sides of the aisle, and the great respect of Senators in both parties, that made it possible for him to get that bill passed. Had he not carefully worked with Senator BYRD, Senator STEVENS, and all the others to get that through, we would still be on the floor and we would not be anywhere near passage. I compliment my friend from Nevada.

Mr. REID. Mr. President, will the Senator yield for a couple house-keeping matters? I will finish quickly. I say to my friend, I have never ever corrected my friend on the floor, but I will this morning. We did not finish that last night. We finished it this morning.

Mr. LEAHY. Right. How time flies when you are having fun.

AMENDMENT NO. 3807

(Purpose: To provide reliable officers, technology, education, community prosecutors, and training in our neighborhoods)

Mr. REID. Mr. President, I send an amendment to the desk on behalf of Senator BIDEN.

The ACTING PRESIDENT pro tempore. The clerk will report.

The legislative clerk read as follows:

The Senator from Nevada [Mr. REID], for Mr. BIDEN, proposes an amendment numbered 3807.

Mr. REID. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

(The amendment is printed in today's RECORD under "Text of Amendments.")

CLOTURE MOTION

Mr. REID. Mr. President, I send a cloture motion to the desk.

The ACTING PRESIDENT pro tempore. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close the debate on Calendar No. 103, S. 625, a bill to provide Federal assistance to states and local jurisdictions to prosecute hate crimes:

Hillary Clinton, Harry Reid, Jack Reed, Russell Feingold, Richard Durbin, Edward Kennedy, Evan Bayh, Charles