

NOMINATION OF JAMES GARDNER

Mr. SPECTER. Mr. President, I seek recognition today to express my strong support for Judge James Gardner who President Bush nominated for the United States District Court for the Eastern District of Pennsylvania. The American Bar Association has rated Judge Gardner "well-qualified" to sit on the bench.

Judge Gardner graduated magna cum laude with a B.A. degree from Yale University and received his J.D. degree from Harvard University Law School. After graduating from law school, Judge Gardner joined the law firm of Duane, Morris & Hecksher as an Associate. After leaving that prestigious firm, he became a partner in the law firm of Gardner, Gardner, & Racines in Allentown, Pennsylvania.

He began his career in public service as Solicitor to the Lehigh County Treasurer and later as an Assistant District Attorney in Lehigh County. Judge Gardner served his country on active duty with the United States Navy Judge Advocate General's Corps and in the Navy Reserve. Currently, Judge Gardner serves as a Judge on the Court of Common Pleas of Lehigh County, Pennsylvania. He has served in all divisions of that court and has presided over 265 jury trials and innumerable hearings. He has also written over 1,000 legal opinions and adjudications, 138 of which have been published.

Judge Gardner is very active in his community. He is on the Board of Directors of the Boys and Girls Club of Allentown and the Allentown Police Athletic League. He has been awarded the Meritorious Service Medal from the President of the United States and the Pennsylvania Bar Association's Special Achievement Award.

I thank my colleagues for their vote for the confirmation of Judge Gardner to sit on the United States District Court for the Eastern District of Pennsylvania.

Mr. REID. Mr. President, I simply note that this is clearance of 10 ambassadors, all in one fell swoop. It is very important that we have ambassadors to these countries. I am glad we have accomplished that.

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will return to legislative session.

AMENDING CHARTER OF VETERANS OF FOREIGN WARS ORGANIZATION

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 569, H.R. 3838.

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

The legislative clerk read as follows:

A bill (H.R. 3838) to amend the charter for Veterans of Foreign Wars of the United

States organization to make members of the armed forces who receive special pay for duty subject to hostile fire or imminent danger eligible for membership in the organization, and for other purposes.

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

Mr. REID. Mr. President, I ask unanimous consent that the bill be read a third time, passed, the motion to reconsider be laid on the table, with no intervening action or debate, and that any statements on this matter be printed in the RECORD.

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

The bill (H.R. 3838) was read the third time and passed.

AMENDING CHARTER OF AMVETS ORGANIZATION

Mr. REID. Mr. President, I ask unanimous consent the Senate now proceed to the consideration of Calendar No. 564, S. 1972.

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

The legislative clerk read as follows: A bill (S. 1972) to amend the charter of the AMVETS organization.

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

Mr. REID. Mr. President, I ask unanimous consent that the bill be read a third time, passed, the motion to reconsider be laid on the table, with no intervening action or debate, and that any statements relating to this matter be printed in the RECORD.

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

The bill (S. 1972) was read the third time and passed, as follows:

S. 1972

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

SECTION 1. AMENDMENTS TO AMVETS CHARTER.

(a) NAME OF ORGANIZATION.—(1) Sections 22701(a) and 22706 of title 36, United States Code, are amended by striking "AMVETS (American Veterans of World War II, Korea, and Vietnam)" and inserting "AMVETS (American Veterans)".

(2)(A) The heading of chapter 227 of such title is amended to read as follows:

"CHAPTER 227—AMVETS (AMERICAN VETERANS)".

(B) The item relating to such chapter in the table of chapters at the beginning of subtitle II of such title is amended to read as follows:

"227. AMVETS (AMERICAN VETERANS) 22701"

(b) GOVERNING BODY.—Section 22704(c)(1) of such title is amended by striking "seven national vice commanders" and all that follows through "a judge advocate," and inserting "two national vice commanders, a finance officer, a judge advocate, a chaplain, six national district commanders."

(c) HEADQUARTERS AND PRINCIPAL PLACE OF BUSINESS.—Section 22708 of such title is amended—

(1) by striking "the District of Columbia" in the first sentence and inserting "Maryland"; and

(2) by striking "the District of Columbia" in the second sentence and inserting "Maryland".

AMENDING CHARTER OF AMVETS ORGANIZATION

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 568, H.R. 3214.

The legislative clerk read as follows:

A bill (H.R. 3214) to amend the charter of the AMVETS organization.

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

Mr. REID. Mr. President, I ask unanimous consent that the bill be read a third time, passed, the motion to reconsider be laid on the table, that there be no intervening action or debate, and that any statements relating to this matter be printed in the RECORD.

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

The bill (H.R. 3214) was read the third time and passed.

POW/MIA MEMORIAL FLAG ACT OF 2001

Mr. REID. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of S. 1226 and that we now proceed to its consideration.

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

The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 1226) to require the display of the POW/MIA flag at the World War II Memorial, the Korean Memorial, and the Vietnam Vets Memorial.

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

Mr. REID. Mr. President, I ask unanimous consent that the bill be read the third time, passed, 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 bill (S. 1226) was read the third time and passed, as follows:

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 "POW/MIA Memorial Flag Act of 2001".

SEC. 2. DISPLAY OF POW/MIA FLAG AT WORLD WAR II MEMORIAL, KOREAN WAR MEMORIAL, AND VIETNAM VETERANS MEMORIAL.

(a) REQUIREMENT FOR DISPLAY.—Subsection (d)(3) of section 902 of title 36, United States Code, is amended by striking "The Korean War Veterans Memorial and the Vietnam Veterans Memorial" and inserting "The World War II memorial, the Korean War Veterans Memorial, and the Vietnam Veterans Memorial".

(b) DAYS FOR DISPLAY.—Subsection (c)(2) of that section is amended—

(1) by redesignating subparagraphs (A) and (B) as subparagraphs (B) and (C), respectively; and

(2) by inserting before the subparagraph (B), as so redesignated, the following new subparagraph (A):

"(A) in the case of display at the World War II memorial, Korean War Veterans Memorial, and Vietnam Veterans Memorial (required by subsection (d)(3) of this section),