

**SA 1316.** Mr. INOUE (for Mr. BYRD (for himself and Mr. GRASSLEY)) proposed an amendment to the bill H.R. 2658, making appropriations for the Department of Defense for the fiscal year ending September 30, 2004, and for other purposes; as follows:

On page 120, between lines 17 and 18, insert the following:

SEC. 8124. Section 8149(b) of the Department of Defense Appropriations Act, 2003 (Public Law 107-248; 116 Stat. 1572) is amended by adding at the end the following new paragraph:

“(3) This subsection shall remain in effect for fiscal year 2004.”

## NOTICES OF HEARINGS/MEETINGS

### SUBCOMMITTEE ON NATIONAL PARKS

Mr. THOMAS. Mr. President, I would like to announce for the information of the Senate and the public that the following hearing has been scheduled before the Subcommittee on National Parks of the Committee on Energy and Natural Resources.

The hearing will be held on Tuesday, July 29, 2002 at 2:30 p.m. in room SD-366 of the Dirksen Office Building in Washington, DC.

The purpose of the hearing is to receive testimony on the following bills: S. 808, to provide for expansion of Sleeping Bear Dunes National Lakeshores; S. 1107, to enhance the recreational fee demonstration program for National Park Service, and for other services; and H.R. 620, to authorize the Secretary of the Interior to provide supplemental funding and other services that are necessary to assist the State of California or local educational agencies in California in providing educational services for students attending schools located within the Park.

Because of the limited time available for the hearings, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, United States Senate, SD-364 Dirksen Senate Office Building, Washington, DC 20510-6150.

For further information, please contact Tom Lillie at (202) 224-5161 or Pete Lucero at (202) 224-6293.

## AUTHORITY FOR COMMITTEES TO MEET

### COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. STEVENS. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on July 17, 2003, at 10:00 a.m. to conduct a hearing on “regulatory oversight of government sponsored enterprise accounting practices.”

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

### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. STEVENS. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet on Thursday, July 17, 2003, at 9:30 a.m. on pending Committee business.

#### AGENDA

S. 1389, Surface Transportation Board (STB) Reauthorization (Mary Phillips/Rob Freeman/Debbie Hersman)

S. \_\_\_\_\_, Federal Railroad Safety Improvement Act (Mary Phillips/Rob Freeman/Debbie Hersman)

S. 1250, The Enhanced 911 Emergency Communications Act of 2003 (Paul Martino/James Assey/Rachel Welch)

S. \_\_\_\_\_, National Oceanic and Atmospheric Administration (NOAA) Reauthorization (Drew Minkiewicz/Floyd DesChamps/Margaret Spring)

S. \_\_\_\_\_, Ocean and Coastal Observation Systems Act (Drew Minkiewicz/Margaret Spring)

S. \_\_\_\_\_, United States Olympic Committee (USOC) Reform Act of 2003 (Ken Nahigian/David Strickland/Matthew Morrissey)

S. 1395, Technology Administration Reauthorization (Floyd DesChamps/Ken LaSala/Jean Toal Eisen)

Nomination of Nicole Nason (PN 613), of Virginia, to be Assistant Secretary for Governmental Affairs, for the Department of Transportation (Rob Chamberlin/Virginia Pounds/Sam Whitehorn/Carl Bentzel)

Nomination of Pamela Harbour (PN 710), of New York, to be a Federal Trade Commissioner (Pablo Chavez/Virginia Pounds/David Strickland)

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

### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. STEVENS. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Thursday, July 17, at 9:30 a.m.

This is the second in a series of hearings devoted to the improved understanding of the governance of the Department of Energy laboratories and approaches to optimize the capability of those laboratories to respond to national needs.

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

### COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. STEVENS. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet on Thursday, July 17 at 9:30 a.m. to examine the importation of exotic species and the impact on public health and safety.

The meeting will take place in SD 406 (Hearing room).

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

### COMMITTEE ON FINANCE

Mr. STEVENS. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session on Thursday, July 17, 2003, at 10 a.m. to hear testimony on Nursing Home Quality Revisited: The Good, the Bad and the Ugly.

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

### COMMITTEE ON FOREIGN RELATIONS

Mr. STEVENS. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, July 17, 2003 at 9:30 a.m. to hold a hearing on Benefits for U.S. Victims of International Terrorism.

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

### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. STEVENS. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs be authorized to meet on Thursday, July 17, 2003, at 9:30 a.m. for a hearing entitled “Nowhere to Turn: Must Parents Relinquish Custody in Order to Secure Mental Health Services for Their Children?, Part Two: Government Response.”

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

## PRIVILEGES OF THE FLOOR

Mr. HARKIN. Mr. President, I ask unanimous consent that Kalsoom Lakhani and Alexander Nelson of my staff be granted floor privileges during the duration of this debate.

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

Mr. HARKIN. Mr. President, I ask unanimous consent that David Townsend of my staff be granted floor privileges for the duration of today.

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

## THE CALENDAR

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed, en bloc, to the immediate consideration of the following Energy bills: Calendar No. 198, S. 470; Calendar No. 199, S. 490; Calendar No. 200, S. 499; Calendar No. 201, S. 546; Calendar No. 202, S. 643; Calendar No. 203, S. 651; Calendar No. 204, S. 677; Calendar No. 205, S. 924; Calendar No. 206, S. 1076; Calendar No. 207, H.R. 255; Calendar No. 208, H.R. 1577; and H.R. 74, which is at the desk.

I further ask unanimous consent that, where applicable, the committee amendments be agreed to; that the bills, as amended, if amended, be read a third time and passed; that the motions to reconsider be laid upon the table; and that any statements relating to the bills be printed in the RECORD, with the above occurring en bloc.

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

## MARTIN LUTHER KING, JR. MEMORIAL CONSTRUCTION

The Senate proceeded to consider the bill (S. 470) to extend the authority for the construction of a memorial to Martin Luther King, Jr., which had been reported from the Committee on Energy and Natural Resources, with an amendment to strike all after the enacting clause and inserting in lieu thereof the following:

[Strike the part shown in black brackets and insert the part shown in italic.]

S. 470

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

**SECTION 1. MEMORIAL TO MARTIN LUTHER KING, JR.**

[Section 508(b) of the Omnibus Parks and Public Lands Management Act of 1996 (110 Stat. 4157) is amended—

[(1) by striking “The establishment” and all that follows through the period at the end and inserting the following:

[(“(1) IN GENERAL.—Except as provided in paragraph (2), the establishment of the memorial shall be in accordance with chapter 89 of title 40, United States Code.”; and

[(2) by inserting after paragraph (1) (as designated by paragraph (1)) the following:

[(“(2) EXCEPTION.—Notwithstanding section 8903(e) of title 40, United States Code, the authority provided by this section terminates on November 12, 2006.”.]

**SECTION. 1. MEMORIAL TO MARTIN LUTHER KING, JR.**

*Section 508(b) of the Omnibus Parks and Public Lands Management Act of 1996 (Public Law 104-333, as amended is amended to read as follows:*

*“(b) COMPLIANCE WITH STANDARDS FOR COMMEMORATIVE WORKS.—*

*“(1) Except as provided in paragraph (2), the establishment of the memorial shall be in accordance with chapter 89 of title 40, United States Code.*

*“(2) Notwithstanding section 8903(e) of title 40, United States Code, the authority provided by this section terminates on November 12, 2006.”.*

Mr. SARBANES. Mr. President, this year marks the 40th anniversary of the March on Washington—a turning point in the struggle for civil rights for all Americans—and I am pleased that the Senate today has passed S. 470, a bill I introduced on February 27, 2003. This important legislation extends the authority for the memorial to Dr. Martin Luther King, Jr., to be constructed in the District of Columbia close to the spot from which Dr. King delivered his moving “I Have a Dream” speech at the March on Washington. I would like to thank the Senate for moving so expeditiously on S. 470—legislation that is crucial to ensure a fitting tribute to our Nation’s greatest civil rights leader.

In the 104th Congress, Congress passed a bill that I sponsored authorizing the creation of a memorial to Dr. King as part of the omnibus parks legislation. The Alpha Phi Alpha Fraternity, of which Dr. King was a member, was designed to coordinate the design and funding of the memorial. The legislation provides that the monument be established entirely with private contributions. The Department of Interior, in consultation with the National Capital Park and Planning Commission and the Commission on Fine Arts, has approved the site of the memorial pursuant to this legislation. A design has been selected and the Alpha Phi Alpha National Memorial Project Foundation is in the process of getting that design approved by the Department of the Interior.

Pursuant to the Commemorative Works Act, there is a 7-year period of legislative authority in which the National Memorial Project Foundation must acquire a construction permit for the memorial. This 7-year period will expire in November of this year. Despite the enormous dedication of the National Memorial Project Foundation, additional time is necessary for the Foundation to erect a fitting tribute to Dr. King. Meeting the administrative procedures and fundraising requirements of the act has been a slow process. Therefore, the foundation requires more time in which to complete the process and acquire a construction permit.

That is why I and Congresswoman DIANE WATSON in the House of Representatives introduced this legislation to extend the period of legislative authority for an additional 3 years. This legislation gives the foundation additional time to raise the necessary funds to obtain the construction permit and will ensure that work on the memorial is completed. This extension of legislative authority has been done before for numerous other memorials, such as the World War II Memorial and the U.S. Air Force Memorial, given the length of time it usually takes to embark on a project of this magnitude, and I am pleased that it will be done for the Martin Luther King, Jr. Memorial.

Since 1955, when in Montgomery, AL, Dr. King became a national hero and an acknowledged leader in the civil rights struggle, until his tragic death in Memphis, TN in 1968, Martin Luther King, Jr. made an extraordinary contribution to the evolving history of our Nation. His courageous stands and unyielding belief in the tenet of non-violence reawakened our Nation to the injustice and discrimination that continued to exist 100 years after the Emancipation Proclamation and the enactment of the guarantees of the thirteenth, fourteenth, and fifteenth amendments to the Constitution.

A memorial to Dr. King erected in the Nation’s Capital will provide continuing inspiration to all who view it, and particularly to the thousands of students and young people who visit Washington, DC every year. While these young people may have no personal memory of the condition of civil rights in America before Dr. King, nor of the struggle in which he was the major figure, they do understand that there is more that needs to be done in this critical area.

Martin Luther King, Jr. dedicated his life to achieving equal treatment and enfranchisement for all Americans through nonviolent means. It is my hope that the young people who visit this monument will come to understand that it represents not only the enormous contribution of this great leader, but also two very basic principles necessary for the effective functioning of our society. The first is that change, even very fundamental change,

is to be achieved through nonviolent means; that this is the path down which we should go as a Nation in resolving some of our most difficult problems. The other basic principle is that the reconciliation of the races, the inclusion into the mainstream of American life of all its people, is essential to the fundamental health of our Nation.

Forty years ago Dr. King declared “I have a dream that my four children will one day live in a nation where they will not be judged by the color of their skin but by the content of their character. I have a dream today.” We must not let future generations forget the power of these words, and the importance of Dr. King’s dream. The passage of S. 470 will ensure that work on the Martin Luther King, Jr. Memorial is completed, and that Dr. King’s legacy will live on.

The committee amendment, in the nature of a substitute, was agreed to.

The bill (S. 470), as amended, was read the third time and passed.

**LAND CONVEYANCE IN THE LAKE TAHOE BASIN MANAGEMENT UNIT, NEVADA**

The Senate proceeded to consider the bill (S. 490) to direct the Secretary of Agriculture to convey certain land in the Lake Tahoe Basin Management Unit, Nevada, to the Secretary of the Interior, in trust for the Washoe Indian Tribe of Nevada and California, which had been reported from the Committee on Energy and Natural Resources, with amendments, as follows:

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

S. 490

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

**SECTION 1. WASHOE TRIBE LAND CONVEYANCE.**

[(a) FINDINGS.—Congress finds that—

[(1) the ancestral homeland of the Washoe Tribe of Nevada and California (referred to in this Act as the “Tribe”) included an area of approximately 5,000 square miles in and around Lake Tahoe, California and Nevada, and Lake Tahoe was the heart of the territory;

[(2) in 1997, Federal, State, and local governments, together with many private landholders, recognized the Washoe people as indigenous people of Lake Tahoe Basin through a series of meetings convened by those governments at 2 locations in Lake Tahoe;

[(3) the meetings were held to address protection of the extraordinary natural, recreational, and ecological resources in the Lake Tahoe region;

[(4) the resulting multiagency agreement includes objectives that support the traditional and customary uses of National Forest System land by the Tribe; and

[(5) those objectives include the provision of access by members of the Tribe to the shore of Lake Tahoe in order to reestablish traditional and customary cultural practices.

[(b)] (a) PURPOSES.—The purposes of this Act are—

(1) to implement the joint local, State, tribal, and Federal objective of returning the Tribe to Lake Tahoe; and