

SENATE CONCURRENT RESOLUTION 10—HONORING AND PRAISING THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE ON THE OCCASION OF ITS 98TH ANNIVERSARY

Mrs. CLINTON (for herself, Mr. REID, Mr. KENNEDY, Mr. SCHUMER, Ms. MIKULSKI, Mr. CARDIN, Mr. LIEBERMAN, Mr. BROWN, Mr. KERRY, Mr. LUGAR, Mr. SANDERS, Mr. CRAPO, Mr. MENENDEZ, Ms. LANDRIEU, Ms. CANTWELL, Mr. LEVIN, Mr. WHITEHOUSE, Mr. DURBIN, Ms. STABENOW, Mrs. BOXER, Mr. BIDEN, Mr. WEBB, Mr. BYRD, Mr. ROCKEFELLER, Mr. STEVENS, Mr. WARNER, Mr. CASEY, and Mr. BAUCUS) submitted the following concurrent resolution; which was referred to the Committee on the Judiciary.

S. CON. RES. 10

Whereas the National Association for the Advancement of Colored People (NAACP), originally known as the National Negro Committee, was founded in New York City on February 12, 1909, the centennial of Abraham Lincoln's birth, by a multiracial group of activists who answered "The Call" for a national conference to discuss the civil and political rights of African Americans;

Whereas the NAACP was founded by a distinguished group of leaders in the struggle for civil and political liberty, including Ida Wells-Barnett, W.E.B. DuBois, Henry Moscowitz, Mary White Ovington, Oswald Garrison Villiard, and William English Walling;

Whereas the NAACP is the oldest and largest civil rights organization in the United States;

Whereas the mission of the NAACP is to ensure the political, educational, social, and economic equality of rights of all persons and to eliminate racial hatred and racial discrimination;

Whereas the NAACP is committed to achieving its goals through nonviolence;

Whereas the NAACP advances its mission through reliance upon the press, the petition, the ballot, and the courts, and has been persistent in the use of legal and moral persuasion, even in the face of overt and violent racial hostility;

Whereas the NAACP has used political pressure, marches, demonstrations, and effective lobbying to serve as the voice, as well as the shield, for minority Americans;

Whereas after years of fighting segregation in public schools, the NAACP, under the leadership of Special Counsel Thurgood Marshall, won one of its greatest legal victories in the Supreme Court's 1954 decision in *Brown v. Board of Education*, 347 U.S. 483;

Whereas, in 1955, NAACP member Rosa Parks was arrested and fined for refusing to give up her seat on a segregated bus in Montgomery, Alabama, an act of courage that would serve as the catalyst for the largest grassroots civil rights movement in the history of the United States;

Whereas the NAACP was prominent in lobbying for the passage of the Civil Rights Acts of 1957, 1960, and 1964 (Public Laws 85-315, 86-449, and 88-352), the Voting Rights Act of 1965 (Public Law 89-110), the Fair Housing Act of 1968 (Public Law 90-284), and the Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006 (Public Law 109-246), laws that ensured legislative protection for victories in the courts; and

Whereas, in 2005, the NAACP launched the Disaster Relief Fund to help survivors in Louisiana, Mississippi, Texas, Florida, and

Alabama to rebuild their lives after Hurricane Katrina and Rita; Now, therefore, be it

*Resolved by the Senate (the House of Representatives concurring)*, That the Congress—

(1) recognizes the 98th anniversary of the historic founding of the National Association for the Advancement of Colored People; and

(2) honors and praises the National Association for the Advancement of Colored People for its work to ensure the political, educational, social, and economic equality of all persons.

Mrs. CLINTON. Mr. President, as today marks the 98th anniversary of the founding of the National Association for the Advancement of Colored People (NAACP), I am proud to submit a concurrent resolution to honor our country's oldest and largest civil rights organization for the work they have done to change the path of our Nation. The legacy of pioneers such as W.E.B. Du Bois, Thurgood Marshall, Rosa Parks, hundreds more cannot and must not be forgotten. I urge my colleagues to support this resolution honoring and praising the NAACP for 98 years of championing the cause of equality in the United States.

At the dawn of the 20th century—over half a century after the Civil War—African Americans were still denied the full rights of citizenship. They were forced to endure the daily humiliation and struggle of economic exploitation, social segregation, and sometimes even physical brutality. Racial tensions began to escalate, resulting in riots and lynchings.

It was at this critical juncture in our Nation's history that a group of concerned citizens, recognizing the urgent need to address these intolerable conditions, gathered to form the National Association for the Advancement of Colored People in New York City.

Since its founding, the NAACP has sought to eliminate racial discrimination and has fought for the social, political, and economic equality of all Americans, while maintaining its commitment to nonviolence in achieving these goals.

In 1918, the NAACP successfully persuaded President Wilson to publicly condemn lynching and continued to raise awareness about this horrifying crime. The NAACP fought for, and ultimately achieved, desegregation of the military as well as other federal government institutions.

They were also deeply influential in watershed court cases such as *Buchanan vs. Warley*, where the Supreme Court held that states cannot restrict and segregate residential districts. In the landmark case *Brown v. Board of Education*, the NAACP successfully argued that the "separate, but equal" doctrine was unconstitutional, thereby making segregation in public schools illegal. The NAACP has also played an integral role in the passage of essential civil rights legislation, including the Civil Rights Act of 1957, 1960, and 1964, the Voting Rights Act of 1965, and the Fair Housing Rights Act. Their efforts continue today. The NAACP led efforts to reauthorize the Voting Rights Act last year. They recognize that we must continue vigilantly to guard against

the resurgence of discriminatory practices that would deprive African Americans of the most fundamental right of democracy—the right to vote.

Notwithstanding its powerful voice and extraordinary accomplishments, we must never forget that the NAACP works through the tireless efforts of its individual members united around a common vision of justice and equality. One act of civil disobedience, by NAACP member Rosa Parks, helped to spark the civil rights movement. Another member, Medgar Evers, worked tirelessly, despite many threats, to desegregate schools and to investigate the murder of Emmett Till.

Mary Burnett Talbert, a teacher in Little Rock, Arkansas, was one of the founders of the NAACP and eventually became its president. She once wrote that "by her peculiar position the colored woman has gained clear powers of observation and judgment—exactly the sort of powers which are today peculiarly necessary to the building of an ideal country." The NAACP continues to take us closer to the "ideal country" that Mary Talbert envisioned, with every public education campaign, every fight over a judicial nomination, and every lobbying effort to pass progressive legislation.

The NAACP's has always been a multiracial and multicultural organization. Many of its founding members were white, including Oswald Garrison Villiard, Mary White Ovington, and Henry Moscowitz.

Despite the last century of achievements, substantial racial disparities still persist today in educational achievement, access to health care, and economic prosperity. Hurricane Katrina highlighted the tragic and enduring link between race and poverty in our country, as well as emphasized our nation's failure to care for those among us least able to provide for themselves. It is no surprise that the NAACP raised nearly \$2 million to aid the victims of the hurricane.

The NAACP has always stood ready to face these and other challenges. Ninety-eight years after a group of concerned citizens assembled in New York around the common goal of creating a more just society, the NAACP's half million members continue to lead the way towards positive social change.

For striving and continuing to push our nation closer to the promise of equality envisioned in our Constitution, we must honor the NAACP.

AMENDMENTS SUBMITTED AND PROPOSED

SA 250. Mr. COBURN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, making further continuing appropriations for the fiscal year 2007, and for other purposes; which was ordered to lie on the table.

SA 251. Mr. COBURN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 252. Mr. COBURN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 253. Mr. DeMINT submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 254. Mr. BURR submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 255. Mr. CHAMBLISS (for himself and Mr. ISAKSON) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 256. Mr. CRAPO submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 257. Mr. CORNYN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 258. Mr. CORNYN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 259. Mr. WARNER (for himself, Mr. LEVIN, Ms. COLLINS, Mr. NELSON, of Nebraska, Mr. HAGEL, Ms. SNOWE, Mr. SMITH, Mr. BIDEN, and Mr. SALAZAR) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 260. Mr. KYL submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 261. Mr. KYL submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 262. Mr. MARTINEZ submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

SA 263. Mr. HATCH submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

**SA 250.** Mr. COBURN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, making further continuing appropriations for the fiscal year 2007, and for other purposes; which was ordered to lie on the table; as follows:

On page 137, between lines 10 and 11, insert the following:

##### “CHAPTER \_\_\_\_\_—GENERAL PROVISIONS

“SEC. 2 \_\_\_\_\_. (a) Each audit, report, and review described in subsection (b) shall be posted for the public on the Internet website of the Federal agency or department required to submit the audit, report, or review, not later than 48 hours after the submission of the audit, report, or review to Congress.

“(b) The audits, reports, and reviews described in this subsection are those audits, reports, and reviews required by this resolution to be submitted by a Federal agency or department to the Committees on Appropriations of the Senate and House of Representatives.

“(c) In posting an audit, report, or review on an Internet website under subsection (a), a Federal agency or department may redact any information the release of which to the public would, as determined by that agency or department, compromise the national security of the United States.

**SA 251.** Mr. COBURN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, making further continuing appropriations for the fiscal year 2007, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

“SEC. \_\_\_\_\_. (a) Notwithstanding any other provision of this Act, in addition to amounts otherwise appropriated or made available in this division, \$1,000,000,000 is appropriated to the Commodity Credit Corporation for the provision of agricultural emergency relief.

“(b) Notwithstanding any other provision of this Act, the amount made available for the Community Development Fund under section 21037 shall be \$2,771,900,000, of which \$2,710,916,000 shall be for carrying out the community development block grant program.

**SA 252.** Mr. COBURN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, making further continuing appropriations for the fiscal year 2007, and for other purposes; which was ordered to lie on the table; as follows:

On page 43, line 5, strike “malaria” and insert: “malaria: *Provided*, That the Global Fund to Fight AIDS, Tuberculosis and Malaria shall post on a publicly available website all internally and externally commissioned audits, program reviews, evaluations, and inspector general reports and findings not later than 7 days after they are reported to the Secretariat or any member of the Board of the Global Fund to Fight AIDS, Tuberculosis and Malaria”.

**SA 253.** Mr. DeMINT submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, making further continuing appropriations for the fiscal year 2007, and for other purposes; which was ordered to lie on the table; as follows:

On page 9, strike lines 18 through 22 and insert the following:

SEC. 112. (a) Any language specifying a congressional earmark (as defined in a bill, S. 1, as passed by the Senate on January 18, 2007) in a committee report or statement of managers accompanying any appropriations Act for any fiscal year or any direct communications between federal agencies and Members of Congress or their staff shall have no effect, legal or otherwise, with respect to funds appropriated by this division.

(b) Nothing in section 113 shall be used to circumvent the restriction on earmarks in this section.

**SA 254.** Mr. BURR submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, making further continuing appropriations for the fiscal year 2007, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

##### SEC. \_\_\_\_\_. BIODEFENSE MEDICAL COUNTERMEASURE DEVELOPMENT FUND.

There are appropriated \$160,000,000 to the Biodefense Medical Countermeasure Development Fund (as established in section 319L of the Public Health Service Act) to implement section 319L of the Public Health Service Act (the Biomedical Advanced Research

and Development Authority) and to support the advanced research and development of products that are or may become qualified countermeasures (as defined in section 319F-1 of such Act) or qualified pandemic or epidemic products (as defined in section 319F-3 of such Act).

**SA 255.** Mr. CHAMBLISS (for himself and Mr. ISAKSON) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 20, making further continuing appropriations for the fiscal year 2007, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

##### SEC. \_\_\_\_\_. FUNDING SHORTFALLS IN THE STATE CHILDREN'S HEALTH INSURANCE PROGRAM.

(a) IN GENERAL.—Section 2104(h) of the Social Security Act (42 U.S.C. 1397dd(h)), as added by section 201(a) of the National Institutes of Health Reform Act of 2006, is amended—

(1) in the heading for paragraph (2), by striking “REMAINDER OF REDUCTION” and inserting “PART”;

(2) by redesignating paragraphs (4) through (7) as paragraphs (5) through (8), respectively;

(3) in each of subparagraphs (A) and (B) of paragraph (6) (as redesignated by subparagraph (B) of this paragraph), by striking “and (3)” and inserting “(3), and (4)”;

(4) in paragraph (7) (as so redesignated), by striking “and (3) in accordance with paragraph (5)” and inserting “(3), and (4) in accordance with paragraph (6)”;

(5) by inserting after paragraph (3), the following:

“(4) SPECIAL RULES FOR ADDITIONAL REDISTRIBUTION OF AMOUNTS NECESSARY TO ADDRESS FISCAL YEAR 2007 FUNDING SHORTFALLS.—With respect to months beginning during fiscal year 2007 after April 30, 2007, the Secretary shall apply this subsection in accordance with the following rules:

“(A) ADDITIONAL REDISTRIBUTION OF CERTAIN UNEXPENDED 2005 ALLOTMENTS.—

“(i) Paragraphs (2)(A), (2)(B), (3) (A), and (3)(B) shall be applied by substituting ‘April 30’ for ‘March 31’ each place it appears.

“(ii) Paragraph (3)(C) shall be applied—

“(I) by substituting ‘the amount described in subparagraph (A)(ii)(I) shall not be available for expenditure by the State on or after May 1, 2007’ for ‘the applicable amount described in clause (ii) shall not be available for expenditure by the State on or after April 1, 2007’; and

“(II) without regard to clause (ii).

“(iii) Paragraph (2)(B)(ii) shall be applied by substituting ‘paragraph (1) and this paragraph (for months beginning during fiscal year 2007 after March 31, 2007)’ for ‘paragraph (1)’.

“(iv) The heading for paragraph (3) shall be applied by substituting ‘7 MONTHS’ for ‘HALF’.

“(v) Without regard to that portion of paragraph (6)(A) that begins with ‘, but in no case’ and ends with ‘March 31, 2007’.

“(B) REDISTRIBUTION OF CERTAIN UNEXPENDED 2006 ALLOTMENTS.—After applying this subsection in accordance with subparagraph (A), the Secretary shall further apply this subsection in accordance with the following rules:

“(i) Paragraph (3)(A)(i) shall be applied by substituting ‘fiscal year 2006’ for ‘fiscal year 2005’.

“(ii) Paragraph (3)(B) shall be applied by substituting ‘fiscal year 2008’ for ‘fiscal year 2007’.

“(iii) Paragraph (3)(C)(i) shall be applied by substituting ‘May 1’ for ‘April 1’.