

Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, and that any statements relating to this matter be printed in the RECORD, with no intervening action or debate.

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

The resolution (S. Res. 128) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 128

Whereas, in the case of *United States v. Philip G. Balcombe, Sani G. Coonan, John S. Dear, Jan Lustig, Michella A. Marusa, Martin J. Ryan, Eleanore M. Vouselas, and Bruno Keller*, Cr. No. 07-207, pending in federal district court in Albuquerque, New Mexico, testimony and documents have been requested from Maggie Murray, an employee in the office of Senator Pete Domenici;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§288b(a) and 288c(a)(2), the Senate may direct its counsel to represent employees of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and Rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate;

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate: Now, therefore, be it

*Resolved* that Maggie Murray and any other employees of Senator Domenici's office from whom testimony or the production of documents may be required are authorized to testify and produce documents in the case of *United States v. Philip G. Balcombe, Sani G. Coonan, John S. Dear, Jan Lustig, Michella A. Marusa, Martin J. Ryan, Eleanore M. Vouselas, and Bruno Keller*, except concerning matters for which a privilege should be asserted.

Sec. 2. The Senate Legal Counsel is authorized to represent Maggie Murray and other employees of Senator Domenici's staff in the actions referenced in section one of this resolution.

AUTHORIZING LEGAL COUNSEL REPRESENTATION

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 129 which was submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 129) to authorize testimony, document production, and legal representation in *State of Alaska v. Robert S. Mulford and Don G. Muller*.

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

Mr. REID. Mr. President, this resolution concerns a request for testimony, documents, and representation in ac-

tions pending in state court in Fairbanks, AK. In these actions, two anti-war protesters have been charged with criminal trespass for refusing repeated requests by building management and local police to leave Senator TED STEVENS' Fairbanks, AK office on February 20, 2007. A trial of these defendants is scheduled to commence on April 5, 2007. The prosecution has subpoenaed testimony and documents from a member of the Senator's staff who had conversations with the defendants during the events in question. Senator STEVENS would like to cooperate by providing testimony and any relevant documents from his staff. This resolution would authorize that staff member, and any other employee of Senator STEVENS' office from whom evidence may be required, to testify and produce documents in connection with this action, with representation by the Senate Legal Counsel.

Mr. REID. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, and any statements relating to this matter be printed in the RECORD, and that there be no intervening action or debate.

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

The resolution (S. Res. 129) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 129

Whereas, in the cases of *State of Alaska v. Robert S. Mulford* (Cr. No. 4FA-07-547) and *Don G. Muller* (Cr. No. 4FA-07-548), pending in state court in Fairbanks, Alaska, testimony and documents have been requested from Diane Hutchison, an employee in the office of Senator Ted Stevens;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§288b(a) and 288c(a)(2), the Senate may direct its counsel to represent employees of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and Rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate;

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate: Now, therefore, be it

*Resolved*, That Diane Hutchison and any other employees of Senator Stevens' office from whom testimony or the production of documents may be required are authorized to testify and produce documents in the cases of *State of Alaska v. Robert S. Mulford and Don G. Muller*, except concerning matters for which a privilege should be asserted.

SEC. 2. The Senate Legal Counsel is authorized to represent Diane Hutchison and other employees of Senator Stevens' staff in the actions referenced in section one of this resolution.

TO AWARD A CONGRESSIONAL GOLD MEDAL TO MICHAEL ELLIS DEBAKEY, M.D.

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Banking, Housing and Urban Affairs be discharged from further consideration of S. 474 and that the Senate proceed to its immediate consideration.

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

The legislative clerk read as follows:

A bill (S. 474) to award a congressional gold medal to Michael Ellis DeBakey, M.D.

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

Mrs. HUTCHISON. Mr. President, today the Senate will unanimously pass S. 474, a bill I introduced to award a Congressional Gold Medal—the highest civilian award which may be bestowed by the United States Congress—to my dear friend, Dr. Michael DeBakey. I thank my colleagues for joining me in recognizing and honoring Dr. DeBakey for his lifetime of medical achievement and public service. I would especially like to thank my friend and colleague from Louisiana, Senator MARY LANDRIEU. She joined me in circulating a letter to our Senate colleagues on this bill, and she was very helpful in gathering key co-sponsors needed to pass this legislation today.

Dr. DeBakey is currently in Texas recovering from the very type of heart operation he pioneered. At the age of 98, he is the oldest survivor of the operation he developed to repair a damaged aorta, the main artery from the heart. I certainly wish him well as he continues to recover from this major operation. I would also like to take this opportunity to thank him once again for his lifetime of commitment and service not only to the medical community but to the world and strongly encourage my colleagues in the House of Representatives to pass this legislation as soon as possible.

I ask unanimous consent that the text of the Dear Colleague letter for S. 474 be printed in the RECORD, and I request that Senator LANDRIEU be added as an original cosponsor of this bill because without her help, this bill would not have passed.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

U.S. SENATE,

Washington, DC, March 6, 2007.

DEAR COLLEAGUE: Please join us in recognizing Dr. Michael DeBakey, a public servant and world-renowned cardiologist, for his many outstanding achievements in the field of medicine. We encourage you to co-sponsor S. 474, a bill to award Dr. DeBakey the Congressional Gold Medal. This is the highest award which may be bestowed by the United States Congress, and Dr. DeBakey is most deserving.

Dr. Michael DeBakey, a native of Louisiana and graduate of the Tulane University School of Medicine, is a pioneer in every sense of the word. His long and distinguished career has impacted nearly every aspect of modern medicine.