

and is essential to our fight against these devastating diseases. The national early detection program has given millions of disadvantaged women access to vitally important cancer screenings, and I am proud of our commitment to continuing the Federal investment in these services. I hope that the new waiver demonstration project will provide the small number of States seeking to fully leverage private contributions the ability to capitalize on those funds to expand access and services to even more women. I also look forward to the information CDC gathers in its report to help guide us in ensuring we provide the most screenings for our Federal investment. I thank my colleagues for working with us to expand this important program in our fight to reduce the number of cancer deaths in the United States.

Mr. KENNEDY. I commend Senators MIKULSKI and HUTCHISON for their leadership on this issue and thank Senator ENZI for his hard work to get this bill through the Senate. I agree with Senator MIKULSKI that it is the intent of Congress that the Secretary, acting through the Director, Center for Disease Control and Prevention, will administer the described demonstration project as part of its overall management of the National Breast and Cervical Cancer Program.

Mr. ENZI. I want to thank all of the key members—Senator HUTCHISON, Senator MIKULSKI, Senator KENNEDY and others for their ongoing work and dedication to this program. I am glad that we have been able to complete our work today and send this bill to the President. I also agree that it is our intent that the Centers for Disease Control and Prevention administer the new waiver authority which is added to the National Breast and Cervical Cancer Program as part of this reauthorization process. The waiver authority is integral to the overall program implementation. As such, it should remain within the purview of the CDC.

Mr. REID. Mr. President, I ask unanimous consent that the bill be read three times, passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD, with no intervening action or debate.

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

The bill (H.R. 1132) was ordered to a third reading, was read the third time, and passed.

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#### EDWARD WILLIAM BROOKE III CONGRESSIONAL GOLD MEDAL ACT

Mr. REID. Mr. President, I ask unanimous consent that the Banking, Housing, and Urban Affairs Committee be discharged from further consideration of S. 682 and the Senate proceed to the consideration of this matter.

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. 682) to award a congressional gold medal to Edward William Brooke III in recognition of his unprecedented and enduring service to our Nation.

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

Mr. KENNEDY. Mr. President, the award of a Congressional Gold Medal to our former colleague, Senator Ed Brooke, is eminently well-deserved, and I urge the Senate to approve this legislation.

To all of us who know Ed Brooke, he was an outstanding Senator, a true statesman, a champion of equal justice and opportunity for all, and a man of great conscience and compassion.

Senator Brooke was born in Washington, DC, not far from these Chambers on Capitol Hill, and he graduated from Howard University. He had studied medicine, intending to become a physician, but realized that he was more at home in the fields of literature, political science, and history.

After finishing his degree at Howard, he served our country in World War II as a captain in the Army's segregated 366th Infantry Regiment, which fought with great courage in the Italian theater. During his service, he distinguished himself not only as a gifted leader, but as a skilled defense counsel in court martial proceedings.

Returning from the war, he enrolled in Boston University Law School and became editor of the Law Review. After graduating, he began a successful law practice in Massachusetts and continued his commitment to public service as well. He chaired the Finance Commission of Boston, and specialized in rooting out public corruption. His ability, energy, and dedication won him renown, and he was elected attorney general of Massachusetts, becoming the first African American in the Nation to hold such a position.

In his two terms as attorney general, he became a leader in the battle against organized crime.

In 1966, he was elected to the Senate from Massachusetts, the first African-American Senator since Reconstruction. I vividly remember escorting him down the center aisle of this Chamber for his swearing in. At that time, the Senate was deeply involved in enacting the historic civil rights legislation of the 1960s, and I was touched by the magnitude and immense symbolism of that moment for Ed and his family, for African Americans, for the Commonwealth of Massachusetts, and for the Nation as a whole.

When people question Ed about his significant place in history, his response is always spirited and unchanging. He didn't want to be remembered only as the Senate's African-American Member. During his campaign for attorney general, he had said, "I'm not running as a Negro. I never have. I'm trying to show that people can be elected on the basis of their qualifications and not their race."

Ed always saw himself in this light. Despite his other "firsts," he was first

and foremost an American and a son of Massachusetts, and it was important to him that his accomplishments and talents speak louder than the color of his skin.

Needless to say, his heritage uniquely qualified him to combat social injustice and stand as an eloquent voice for America's oppressed. He served on President Johnson's Commission on Civil Disorders, which investigated the causes of the race riots in American cities at the time, and the committee's recommendations became a central part of the Civil Rights Act of 1968.

When he spoke on the Senate floor in support of the extending the Voting Rights Act in 1975, he addressed this body with inspiring candor and sincerity. In a time of great turmoil and division, he was a symbol of hope for Americans of color throughout our Nation—hope that our country was changing, hope that the American dream was still alive.

Those who were intent on defeating the Voting Rights Act could not avoid pangs of conscience as Ed declared, "I cannot believe that in 1975, on the floor of the U.S. Senate, we are ready to say to the American people, black and white, red and brown, that they cannot be assured of the basic right to vote!" His point was irresistible, and the very next day, the Senate passed the bill.

Ed was passionate about opportunity for all. In his two terms with us, he set a high standard for public service and was a model of senatorial independence, supporting measures on both sides of the aisle that he felt strengthened our country, and improved the lives of all Americans. He was a champion of the minimum wage, a strong voice for Medicare and Social Security, and an effective defender of women's rights. The title of his autobiography, "Bridging the Divide," published earlier this year, says it all. He bridged race, he bridged parties, and defied any conventional categorization.

I remember Ed discussing the difficulty of providing a home for his family after his return from World War II, at a time when race disqualified him from considering certain properties. His plight was characteristic of the struggle experienced by millions of Americans at that time. The Fair Housing Act of 1968 is a tribute to his leadership as a Senator, and long after he left the Senate, he continued the battle for fair housing and opportunity as leader of the National Low Income Housing Coalition.

As Martin Luther King, Jr. once said, "We must come to see that the end we seek is a society of peace. That will be the day not of the white man, not the black man. That will be the day of man as man." Edward Brooke is the embodiment of Dr. King's vision. He was a great Senator among us, he is still a caring public servant. He is a great American, and he certainly deserves this very special tribute from Congress. I urge my colleagues to approve this award of the Congressional Gold Medal to our former colleague, Ed Brooke.

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

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

The bill (S. 682) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 682

*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 "Edward William Brooke III Congressional Gold Medal Act".

#### SEC. 2. FINDINGS.

The Congress finds as follows:

(1) Edward William Brooke III was the first African American elected by popular vote to the United States Senate and served with distinction for 2 terms from January 3, 1967, to January 3, 1979.

(2) In 1960, Senator Brooke began his public career when Governor John Volpe appointed him chairman of the Boston Finance Commission, where the young lawyer established an outstanding record of confronting and eliminating graft and corruption and proposed groundbreaking legislation for consumer protection and against housing discrimination and air pollution.

(3) At a time when few African Americans held State or Federal office, Senator Brooke became an exceptional pioneer, beginning in 1962, when he made national and State history by being elected Attorney General of Massachusetts, the first African American in the Nation to serve as a State Attorney General, the second highest office in the State, and the only Republican to win statewide in the election that year, at a time when there were fewer than 1,000 African American officials in our nation.

(4) He won office as a Republican in a state that was strongly Democratic.

(5) As Massachusetts Attorney General, Senator Brooke became known for his fearless and honest execution of the laws of his State and for his vigorous prosecution of organized crime.

(6) The pioneering accomplishments of Edward William Brooke III in public service were achieved although he was raised in Washington, DC at a time when the Nation's capital was a city where schools, public accommodations, and other institutions were segregated, and when the District of Columbia did not have its own self-governing institutions or elected officials.

(7) Senator Brooke graduated from Paul Laurence Dunbar High School and went on to graduate from Howard University in 1941.

(8) Senator Brooke's enduring advocacy for self-government and congressional voting rights for the citizens of Washington, DC has roots in his life and personal experience as a native Washingtonian.

(9) Senator Brooke served for 5 years in the United States Army in the segregated 366th Infantry Regiment during World War II in the European theater of operations, attaining the rank of captain and receiving a Bronze Star Medal for "heroic or meritorious achievement or service" and the Distinguished Service Award.

(10) After the war, Senator Brooke attended Boston University School of Law, where he served as editor of the school's Law Review, graduating with an LL.B. in 1948 and an LL.M. in 1949, and made Massachusetts his home.

(11) During his career in Congress, Senator Brooke was a leader on some of the most critical issues of his time, including the war in Vietnam, the struggle for civil rights, the shameful system of apartheid in South Africa, the Cold War, and United States' relations with the People's Republic of China.

(12) President Lyndon B. Johnson appointed Senator Brooke to the President's Commission on Civil Disorders in 1967, where his work on discrimination in housing would serve as the basis for the 1968 Civil Rights Act.

(13) Senator Brooke continued to champion open housing when he left the Senate and became the head of the National Low-Income Housing Coalition.

(14) Senator Brooke has been recognized with many high honors, among them the Presidential Medal of Freedom in 2004, an honor that recognizes "an especially meritorious contribution to the security or national interests of the United States, world peace, cultural or other significant public or private endeavors"; the Grand Cross of the Order of Merit from the Government of Italy; a State courthouse dedicated in his honor by the Commonwealth of Massachusetts, making him the first African American to have a State courthouse named in his honor; the NAACP Spingarn Medal; and the Charles Evans Hughes award from the National Conference of Christians and Jews.

(15) Senator Brooke's biography, *Bridging The Divide: My Life*, was published in 2006, and he is the author of *The Challenge of Change: Crisis in Our Two-Party System*, published in 1966.

(16) Senator Brooke became a racial pioneer, but race was never at the center of his political campaigns.

(17) He demonstrated to all that with commitment, determination, and strength of character, even the barriers once thought insurmountable can be overcome.

(18) He has devoted his life to the service of others, and made enormous contributions to our society today.

(19) The life and accomplishments of Senator Brooke is inspiring proof, as he says, that "people can be elected on the basis of their qualifications and not their race".

#### SEC. 3. CONGRESSIONAL GOLD MEDAL.

(a) PRESENTATION AUTHORIZED.—The Speaker of the House of Representatives and the President pro tempore of the Senate shall make appropriate arrangements for the presentation, on behalf of the Congress, of a gold medal of appropriate design to Edward William Brooke III in recognition of his unprecedented and enduring service to our Nation.

(b) DESIGN AND STRIKING.—For purposes of the presentation referred to in subsection (a), the Secretary of the Treasury (hereafter in this Act referred to as the "Secretary") shall strike a gold medal with suitable emblems, devices, and inscriptions, to be determined by the Secretary.

#### SEC. 4. DUPLICATE MEDALS.

The Secretary may strike and sell duplicates in bronze of the gold medal struck pursuant to section 3 under such regulations as the Secretary may prescribe, at a price sufficient to cover the cost thereof, including labor, materials, dies, use of machinery, and overhead expenses, and the cost of the gold medal.

#### SEC. 5. STATUS OF MEDALS.

(a) NATIONAL MEDALS.—The medals struck pursuant to this Act are national medals for purposes of chapter 51 of title 31, United States Code.

(b) NUMISMATIC ITEMS.—For purposes of section 5134 of title 31, United States Code, all medals struck under this Act shall be considered to be numismatic items.

#### SEC. 6. AUTHORITY TO USE FUND AMOUNTS; PROCEEDS OF SALE.

(a) AUTHORITY TO USE FUND AMOUNTS.—There is authorized to be charged against the United States Mint Public Enterprise Fund, such amounts as may be necessary to pay for the costs of the medals struck pursuant to this Act.

(b) PROCEEDS OF SALE.—Amounts received from the sale of duplicate bronze medals authorized under section 4 shall be deposited into the United States Mint Public Enterprise Fund.

#### AUTHORITY TO MAKE APPOINTMENTS

Mr. REID. Mr. President, I ask unanimous consent that notwithstanding the recess or adjournment of the Senate, the President of the Senate, the President pro tempore of the Senate, and the majority and minority leaders be authorized to make appointments to commissions, committees, boards, conferences or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate.

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

#### UNANIMOUS CONSENT REQUEST—HONORING CESAR ESTRADA CHAVEZ

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of a resolution submitted earlier today honoring the accomplishments and legacy of Cesar Estrada Chavez; that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

The PRESIDING OFFICER. Is there objection?

Mr. McCONNELL. Mr. President, reserving the right to object, and I will have to object, we have been working on some modifications and have not been able to reach agreement yet, so therefore I must object.

The PRESIDING OFFICER. Objection is heard.

#### REMEMBERING CESAR CHAVEZ

Mr. DURBIN. A great man once said, "We cannot seek achievement for ourselves and forget about progress and prosperity for our community . . . Our ambitions must be broad enough to include the aspirations and needs of others, for their sakes and for our own."

Those are the words of Cesar Chavez. His friend, Robert Kennedy, once called Cesar Chavez "one of the heroic figures of our time."

He was a man of uncommon moral courage, a disciple of nonviolence who believed deeply in the promise of American democracy. He sacrificed much to extend that promise to some of the poorest people in America: farm workers.

"Yes, we can." That was Cesar Chavez's message to people who had felt powerless against the crushing