social worker services from coverage under the medicare skilled nursing facility prospective payment system.

At the request of Mr. HATCH, the names of the Senator from Wyoming (Mr. ENZI) and the Senator from Hawaii (Mr. NUNN) were added as cosponsors of S. 1140, a bill to amend chapter 1 of title 9, United States Code, to provide for greater fairness in the arbitration process relating to motor vehicle franchise contracts.

At the request of Mr. FEINGOLD, the name of the Senator from Oregon (Mr. SMITH) was added as a cosponsor of S. 1169, a bill to streamline the regulatory processes applicable to home health agencies under the medicare program under title XVIII of the social security Act and the medicare program under title XIX of such Act, and for other purposes.

At the request of Mrs. FEINSTEIN, the name of the Senator from Hawaii (Mr. NUNN) was added as a cosponsor of S. 1256, a bill to provide for the reauthorization of the breast cancer research special postage stamp, and for other purposes.

At the request of Mrs. FEINSTEIN, the name of the Senator from Illinois (Mr. DURBIN) was added as a cosponsor of S. 1256, a bill to provide for the reauthorization of the breast cancer research special postage stamp, and for other purposes.

At the request of Mrs. FEINSTEIN, the name of the Senator from Illinois (Mr. DURBIN) was added as a cosponsor of S. 1421, a bill to direct the Federal Aviation Administration to implement the sky marshral program within 30 days.

At the request of Mr. GRASSLEY, the name of the Senator from Utah (Mr. HARKIN) and the Senator from Montana (Mr. BURNS) were added as cosponsors of S. 1421, a bill to direct the Federal Aviation Administration to implement the sky marshral program within 30 days.

At the request of Mr. HATCH, the names of the Senator from Wyoming (Mr. HATCH), the Senator from New Jersey (Mr. LOTT), and the Senator from North Carolina (Mr. HELMS) was added as a cosponsor of amendment No. 1562 proposed to H.R. 2500, a bill making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2002, and for other purposes.
1201 of this title regarding determinations or eligibility.

"(e) ADMINISTRATION OF BENEFITS LAWS.—A retirement and election under subsection (a) shall be effective for the purposes of laws administered by the Secretary of Defense or any Secretary concerned and laws administered by the Secretary of Veterans Affairs.

"(d) NONREVIEWABILITY OF DETERMINATIONS.—A determination or election made by a Secretary concerned under subsection (a) is not subject to judicial review."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"1222. Posthumous retirement: retroactive effective date; related elections.

SEC. 2. SURVIVOR BENEFIT PLAN.

(a) SURVIVING SPOUSE ANNUITY.—Section 1448(d) of title 10, United States Code, is amended by striking paragraph (1) and inserting the following:

"(1) SURVIVING SPOUSE ANNUITY.—The Secretary concerned shall pay an annuity under this subchapter to the surviving spouse of a member who—

(A) dies in the line of duty while on active duty;

(i) becoming eligible to receive retired pay;

(ii) qualifying for retired pay except that the member has not applied for or been granted that pay; or

(B) dies in the line of duty while on active duty and is posthumously retired under section 1201 of this title pursuant to section 1222 of this title.

(b) DEPENDENT CHILD ANNUITY.—Paragraph (2) of such section is amended by striking "or if the member’s surviving spouse subsequently terminates" and inserting "or if the payee of an annuity to the member’s surviving spouse under that paragraph subsequently terminates".

(c) COMPUTATION OF SURVIVOR ANNUITY.—Section 1451(c) of title 10, United States Code, is amended by adding at the end the following:

"(ii) Service members posthumously retired.—In the case of an annuity provided under section 1448d(1)(B) of this title, the retired pay to which the member would have been entitled and any other benefits payable to the member due to the member’s death shall be determined for purposes of paragraph (1) based upon the retired pay base computed for purposes of section 1201 of this title on the date of the member’s death."

(d) AMENDMENT.—Section 1451(c)(3) of such section is amended by striking "section 1448d(1)(B) or 1448d(1)(C)" and inserting "clause (ii) or (iii) of section 1448d(1)(A)"

SEC. 3. EFFECTIVE DATE AND APPLICABILITY.

This Act and the amendments made by this Act shall take effect on September 10, 2001, and shall apply with respect to deaths of members of the Armed Forces occurring on or after that date.

By Mr. JOHNSON:

S. 1143. A bill to authorize the Secretary of the Treasury to issue Unity Bonds in support of recovery and response efforts relating to the September 11, 2001 hijackings and attacks on the Pentagon and the World Trade Center, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

Mr. McCONNELL. Mr. President, no American was spared from the horrific and violent assault on New York and the Pentagon which shocked us all the morning of September 11, 2001. Yet, even as heroic rescue workers sift through the rubble that remains, our nation is coming together in its resolve to respond to such unimaginable acts. This indefatigable spirit is a shining symbol of America’s resilience and purpose.

The United States will undoubtedly meet the challenges which we now face. As President Bush has stated, “Now that war has been declared on us, we will lead the world to victory.”

Winning the war against terrorism will require the full support of the American public who stand so anxious and so willing to contribute. Therefore, today I am introducing legislation to direct the Department of the Treasury to establish a special category of U.S. savings bonds designated War Bonds.

These War Bonds will give voice to countless Americans who are looking for opportunities to make a difference in this time of need. By investing in a U.S. War Bond, patriotic citizens will have an opportunity to make a direct contribution to the war against the scourge of terrorism and provide much-needed resources for the effort to rescue the injured, rebuild the broken, and retaliate against the enemy.

America’s battle against the evil of terrorism will amount to much more than the immediate steps which are being undertaken in the aftermath of Tuesday’s carnage. Unlike previous conflicts when Americans had the luxury of recognizing a precise moment of victory, this battle’s success will be assured only if our shores never again fall victim to terrorist acts. Thus, by definition, this war will be ongoing. As such, it will be essential for our Government to generate consistent public support for its actions.

The national campaign to sell U.S. War Bonds will serve not only to generate revenue, but will provide an opportunity to educate all Americans on the complicated nature of the terrorist threat and the resulting comprehensive national security war against the United States and all other liberty-loving nations.

Unity Bonds will allow Americans who want to show their support for this great country to participate in a meaningful way. I urge you to join me in helping to unite our citizens.

By Mr. McCONNELL (for himself and Mr. BURNEH)

S. 1143. A bill to authorize the Secretary of the Treasury to issue War Bonds in support of recovery and response efforts relating to the September 11, 2001 hijackings and attacks on the Pentagon and the World Trade Center, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

Mr. McCONNELL. Mr. President, no American was spared from the horrific and violent assault on New York and the Pentagon which shocked us all the morning of September 11, 2001. Yet, even as heroic rescue workers sift through the rubble that remains, our nation is coming together in its resolve to respond to such unimaginable acts. This indefatigable spirit is a shining symbol of America’s resilience and purpose.
Whereas, on September 11, 2001, acts ofinous violence were committed against the United States and its citizens; and

Whereas, such acts render it both neces-sary and appropriate that the United States exercise its rights to self-defense, and to protect United States citizens both at home and abroad; and

Whereas, in light of the threat to the na-tional security and foreign policy of the United States posed by these grave acts of violence, and

Whereas, such acts continue to pose an un-usual and extraordinary threat to the na-tional security and foreign policy of the United States,

Whereas, the President has authority under the Constitution to take action to deter and prevent acts of international ter-rorism against the United States.

Resolved by the Senate and the House of Rep-resentatives of the United States of America in Congress assembled.

SECTION 1. SHORT TITLE.

This joint resolution may be cited as the “Authorization for Use of Military Force”.

SEC. 2. AUTHORIZATION FOR USE OF UNITED STATES ARMED FORCES.

(a) That the President is authorized to use all necessary and appropriate force against those nations, organizations, or persons he determines planned, authorized, committed, or aided the terrorist attacks that occurred on September 11, 2001, or harbored such organiza-tions or persons, in order to prevent any future acts of international terrorism against the United States by such nations, organizations or persons.

(b) War Powers Resolution Require-ments.—

(1) SPECIFIC STATUTORY AUTHORIZATION.—Consistent with section 8(a)(1) of the War Powers Resolution, the Congress declares that this section is intended to constitute specific statutory authorization within the meaning of section 5(b) of the War Powers Resolution.

(2) APPLICABILITY OF OTHER REQUIRE-MENTS.—Nothing in this resolution super-sedes any requirement of the War Powers Resolution.

DEPARTMENTS OF COMMERCE, JUSTICE AND STATE, THE JUDI-CIARY, AND RELATED AGENCIES APPROPRIATIONS ACT, 2002

On September 13, 2001, the Senate amended and passed H.R. 2500, as fol-lows:

Resolved, That the bill from the House of Representatives (H.R. 2500) entitled “An Act making appropriations for the Departments of Commerce, Justice, and State, the Judici ary, and related agencies for the fiscal year ending September 30, 2002, and for other pur-poses.”, do pass with the following amend-ment:

Strike out all after the enacting clause and insert: That the following sums are appro-priated, or otherwise made available in the President's budget not otherwise appropriated, for the fiscal year end-ing September 30, 2002, and for other purposes, namely:

TITLE I—DEPARTMENT OF JUSTICE

SALARIES AND EXPENSES

For expenses necessary for the administration of the Department of Justice, $93,433,000, of which not to exceed $3,317,000 is for the Facilities Program 2000, to remain available until expended; Provided, That not to exceed 43 perma-nent positions and 44 full-time equivalent workyears and $8,136,000 shall be expended for the Department Leadership Program; Provided further, That $6,290,000 for acquisition, lease, maintenance, and operation of Land Mobile Radio systems, including the cost for oper-ation and maintenance of Land Mobile Radio legacy systems, $204,549,000, to remain available until expended.

LEGAL ACTIVITIES, OFFICE AUTOMATION

For necessary expenses of the nationwide de-ployment of a Joint Automated Booking System including automated capability to transmit fin-gertip and identity data, $22,950,000, to remain available until expended.

NARROWBAND COMMUNICATIONS

For the costs of conversion to narrowband communications, including the cost for operation and maintenance of Land Mobile Radio legacy systems, $204,549,000, to remain available until expended.

PORT SECURITY

For necessary expenses for counter-terrorism, counter-narcotics, and counter-smuggling enforcement activities at United States seaports, including Great Lakes ports, $39,950,000, to remain avail-able until expended, to be available only for fa-cilities, and equipment procured or acquired by federal law enforcement agencies, in-cluding the United States Customs Service.

ADMINISTRATIVE REVIEW AND APPEALS

For expenses necessary for the administration of pardon and clemency petitions and immigra-tion related activities, $45,813,000.

DETECTION TRUSTEE

For necessary expenses of the Federal Detec-tion Trustee, to be available only for the full pos-sion and functions authorized by law relating to the de-tention of Federal prisoners in non-Federal in-stitutions or otherwise in the custody of the United States Marshals Service; and the deten-tion of aliens in the custody of the Immigration and Naturalization Service, $86,884,000, of which $87,166,000 shall be available only for expenses incurred by the Justice Prison and Alien Transportation System; Provided, That the sum herein appropriated from the general fund shall be reduced as such offsetting collections are received during fiscal year 2002, so as to result in a final fiscal year 2002 appropriation from the general fund estimated at not more than $0.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

For necessary expenses of the Offices of the United States Attorneys, including inter-governmental and cooperative agreements, $1,260,335,000; of which not to exceed $2,500,000 shall be available until September 30, 2003, for: (1) training personnel in debt collection; (2) locat-ing debtors and their property; (3) paying the net costs of selling property; and (4) tracking collections bound to the United States. Provided, That $800,000 shall be available only for grants to and conduct programs to train State and local law enforcement and pros-ecutors in the investigation of child pornography and child exploitation crimes: Provided further, That the total amount appropriated, not to exceed $8,000 shall be available for official reception and representa-tion expenses: Provided further, That of the