

Northwest School for Hearing Impaired Children, and an active fund-raiser for the Lifelong AIDS Alliance. The two experiences that she is most proud of are working on the board of the Fred Hutchison Cancer Research Center and serving as Past Board Chair of Children's Hospital. These contributions to our community make her more than worthy of this award and our recognition.

Ms. Behnke's work is inspiring, and her words are encouraging. She said, "Take care of your home. Look around at this wonderful, wonderful place that is yours and mine. And if you haven't already, find a little corner of it to give your heart to."

On behalf of the people of Washington State, I would like to thank Ms. Behnke for her time, energy and many years of dedicated service.●

TRIBUTE TO MELVIN VAN PEEBLES

● Mr. LEAHY. Mr. President, in a year when we have seen such terrible news about New York, we do well to remind ourselves of all the good things that come from that great city.

One such thing was the awarding of Chevalier in the Legion D'Honneur to my friend, Melvin Van Peebles, by the Consul General of the Republic of France on April 24 of this year. The award was made to Mr. Van Peebles because of his work as an author, a producer, and a director of award-winning films.

I have known Melvin for years, and I know him as a man of conscience, talent, erudition, and eclectic friendships. I have always considered myself honored to be one of his friends. The man who first introduced me to Melvin was my good friend, Dr. Henry Jarecki, of New York, and he and Gloria Jarecki hosted the investiture at Gramercy House in New York City.

I ask consent to print in the RECORD the comments made by Dr. Jarecki at that event, and to add my own congratulations to Melvin Van Peebles for an award justly deserved.

The comments follow:

REMARKS OF DR. HENRY JARECKI

Back in the fifties, while Melvin was becoming well-known in America, I had been out of the country. So it is no surprise that when Katie McGee first mentioned the name Melvin Van Peebles some thirty-five years ago, I knew so little about his work that I expected to meet a Dutchman. It was indeed some years before I knew who I was dealing with but in the meantime he had become a close friend who I could hang out with and gab about philosophy, somebody who was an advisor and when needed, a fellow mischief-maker. Gradually, I got to see and know all about the famous Sweetback movie and his other films and I read and saw his plays, especially *Ain't Supposed to Die a Natural Death* and *Don't Play us Cheap*, two of the ones I think are among the great works of American literature. *Waltz of the Stork*, a musical I backed, was not one of the great

works. Otherwise I would be rich today. But we reflected on a lot more plays, too, including the Bessie Smith piece called the *Champeen* that we argued about for five years and still have to make.

Close friends sometimes disagree—we solved that by making bets. One bet he lost made him work for me on Wall Street for a year during which he became the first Black trader on the American Stock Exchange. Not surprisingly, he wrote a book about it as he does about almost anything he does. That book, called *Bold Money*, introduced many nonprofessionals to the world of security option trading. He always writes books about what he does. He makes movies about the making of movies and he writes books about the "making of the making of a movie" movie. Happily, all of this piques his viewers' and readers' interest and makes him a bunch of money.

But he's made a lot more than movies, plays, and money. He has made a number of wonderful children, all of whom I've had the pleasure of hanging out with over the years, Megan, Mario, Max, and maybe more. Megan has the beauty and the wonderful heart she had when she worked at *Mocatta* and Mario has become a distinguished motion picture actor and director himself. Very few people know that one of the steps of his professional life, maybe the step that taught him all there was to learn about acting before he went to Hollywood was working as a gold trader for me at a company called *Mocatta*.

The Van Peebles children have been friends of my children and Melvin himself has helped each of my children, most recently my son Eugene, who made a film called *The Opponent* based loosely on Eugene's early life friendship with Mike Tyson. Melvin's most recent French film, *A Belly Full*, was not the reason for this Legion of Honor award but was its occasion.

Even before making a great name in America, Melvin had become well-known in France, partly for his book and movie, *Story of a Three-Day Pass* which had won many awards there, and throughout his life he has remained an American bridge to France, even having one French son, Max, who has helped him work on many of his movies. And so this clearly American icon has gradually become a French figure of the arts as well.

We are all honored to be here tonight with Melvin Van Peebles to help celebrate his receiving this award from Consul-General Richard Duque who honors us with his presence. I personally have in my own very modest film-making career achieved only one thing: when I, following in Melvin's footsteps, was making a movie about Cuban music in Havana with my friend Gary Keys, I managed to buy some Cuban cigars and also a wonderfully appropriate humidifier in which to keep them. And so, Melvin, I take pleasure in presenting you with this unusual-looking humidifier and the accompanying box of Cuban cigars. If you choose to give some of these cigars out to some of your guests here, feel free to do so: I have a second one upstairs. And those who worry about smoking Cuban cigars—and I'm not one—can always say the words of Melvin's friend Pat Leahy, the Senator from Vermont, who tells us that he cannot be criticized for burning Castro's crops.

Thank you all for coming.●

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Evans, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

MESSAGE FROM THE HOUSE

ENROLLED JOINT RESOLUTION SIGNED

At 2:41 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the Speaker has signed the following enrolled joint resolution:

H.J. Res. 70. A joint resolution making further continuing appropriations for the fiscal year 2002, and for other purposes.

The enrolled joint resolution was signed subsequently by the President pro tempore (Mr. BYRD).

MEASURES PLACED ON THE CALENDAR

The following bills were read the second time, and placed on the calendar:

H.R. 1552. An act to extend the moratorium enacted by the Internet Tax Freedom Act through 2006, and for other purposes.

S. 1573. A bill to authorize the provisions of educational and health care assistance to the women and children of Afghanistan.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-4507. A communication from the President of the United States, transmitting, pursuant to law, a report relative to an arrangement with the United Nations regarding the reciprocal debt forgiveness contemplated by the legislation; to the Committee on Foreign Relations.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-200. A resolution adopted by the Senate of the General Assembly of the State of Rhode Island relative to maintaining the public institutions status of D.C. General Hospital; to the Committee on Governmental Affairs.

SENATE RESOLUTION

Whereas, D.C. General Hospital, a 108-year-old health care facility located in our nation's capital, will stop operating as a full-service public hospital as a result of the Mayor of Washington, D.C.'s plan to privatize the hospital, eliminating a safety net for thousands of disadvantaged people who otherwise would not have access to basic health care services; and

Whereas, D.C. General Hospital is a major trauma center and plays an indispensable role in providing quality and affordable health care to the 100,000 under and uninsured residents of the city. Additionally, the hospital is only one of two health care facilities in the Washington, D.C. area with a Level III neo-natal unit, treating 1,000 premature and critically ill infants a year; and

Whereas, Concerns over the possible closing of the hospital and the move to change its public institution status have generated opposition from numerous observers throughout the country, including health care officials, representatives of medical organizations, community activists and policymakers who feel that D.C. General Hospital represents this country's commitment to providing health care services to the residents of its inner cities; and

Whereas, D.C. General Hospital should continue to operate as a fully-funded public hospital in order to provide lifesaving health care services to Washington, D.C.'s poor and uninsured; Now, therefore be it

Resolved, That this Senate of the State of Rhode Island and Providence Plantations hereby urges the Congress of the United States to maintain the public institution status of D.C. General Hospital so it can continue to operate as a fully funded public hospital, provide lifesaving health care services to Washington, D.C.'s poor and uninsured and represent this country's commitment to providing health care services to the residents of its inner cities; and be it further

Resolved, That the Secretary of State be and he hereby is authorized and directed to transmit duly certified copies of this resolution to the United States Secretary of Health and Human Services, the presiding officers of the United States Senate and House of Representatives and the entire Rhode Island congressional delegation.

POM-201. A joint resolution adopted by the General Assembly of the State of Rhode Island relative to imposing a moratorium on major airline industry mergers; to the Committee on the Judiciary.

JOINT RESOLUTION

Whereas, Economic development and prosperity are dependent upon a competitive airline industry providing reasonable rates, access, and efficient services for the transportation of people and goods; and

Whereas, Competition in the airline industry will be drastically reduced if pending mergers are allowed to proceed without comment from consumer, business, and labor organizations; and

Whereas, Airline industry competition is essential to keeping prices reasonable and service satisfactory for consumers and business travelers, and lack of competition will cause longer delays in air travel and decreased customer service; and

Whereas, These merger proposals will inevitably lead to further consolidation in the airline industry. This consolidation will decrease service and access in certain markets and localities, and hinder or prevent new low-cost airline carrier's entrance into the market; and

Whereas, The United States Congress and Departments of Justice and Transportation are examining the proposed airline mergers; Now, therefore be it

Resolved, That this General Assembly of the State of Rhode Island and Providence Plantations express concern over the prospect of decreased competition in the airline industry and the adverse economic and other impacts on this State, the surrounding re-

gion, and the nation as a whole; and be it further

Resolved, That this General Assembly of the State of Rhode Island and Providence Plantations hereby urges the President, the Congress, and the Departments of Justice and Transportation of the United States to impose a moratorium on major airline industry mergers in order to fully and carefully consider all consequences; and be it further

Resolved, That this General Assembly of the State of Rhode Island and Providence Plantations hereby urges the Attorney General of this State to separately communicate these and related concerns to the Attorney General and the Secretary of Transportation of the United States; and be it further

Resolved, That the Secretary of State be and he is hereby authorized and directed to transmit duly certified copies of this resolution to the President of the United States; the Speaker of the House of Representatives of the United States; the President of the Senate of the United States; the Attorney General of the United States; the Secretary of Transportation of the United States; and the Attorney General of the State of Rhode Island.

POM-202. A joint resolution adopted by the General Assembly of the State of Rhode Island relative to imposing a moratorium on major airline industry mergers; to the Committee on the Judiciary.

JOINT RESOLUTION

Whereas, Economic development and prosperity are dependent upon a competitive airline industry providing reasonable rates, access, and efficient services for the transportation of people and goods; and

Whereas, Competition in the airline industry will be drastically reduced if pending mergers are allowed to proceed without comment from consumer, business, and labor organizations; and

Whereas, Airline industry competition is essential to keeping prices reasonable and service satisfactory for consumers and business travelers, and lack of competition will cause longer delays in air travel and decreased customer service; and

Whereas, These merger proposals will inevitably lead to further consolidation in the airline industry. This consolidation will decrease service and access in certain markets and localities, and hinder or prevent new low-cost airline carrier's entrance into the market; and

Whereas, The United States Congress and Departments of Justice and Transportation are examining the proposed airline mergers; Now, therefore be it

Resolved, That this General Assembly of the State of Rhode Island and Providence Plantations expresses concern over the prospect of decreased competition in the airline industry and the adverse economic and other impacts on this State, the surrounding region, and the nation as a whole; and be it further

Resolved, That this General Assembly of the State of Rhode Island and Providence Plantations hereby urges the President, the Congress, and the Departments of Justice and Transportation of the United States to impose a moratorium on major airline industry mergers in order to fully and carefully consider all consequences; and be it future

Resolved, That this General Assembly of the State of Rhode Island and Providence Plantations hereby urges the Attorney General of this State to separately communicate these and related concerns to the Attorney

General and the Secretary of Transportation of the United States; and be it further

Resolved, That the Secretary of State be and he is hereby authorized and directed to transmit duly certified copies of this resolution to the President of the United States; the Speaker of the House of Representatives of the United States; the President of the Senate of the United States; the Attorney General of the United States; the Secretary of Transportation of the United States; and the Attorney General of the State of Rhode Island.

POM-203. A resolution adopted by the Senate of the Legislature of the State of Michigan relative to amending the internal revenue code to accommodate certain tax issues related to the phase-out of Oldsmobile; to the Committee on Finance.

SENATE RESOLUTION No. 108

Whereas, The phase-out of the Oldsmobile line of General Motors is bringing to a close an historic chapter in American automotive history. The end of this component of one of the world's largest corporations also has significant administrative and tax considerations that need to be addressed quickly to provide for a fair and smooth transition for those livelihoods are jeopardized; and

Whereas, As compensation for the loss of years of goodwill and the erosion of the value of large financial investments, Oldsmobile dealerships will be paid a one-time settlement. As federal tax laws now stand, this payment would be subject to personal and business federal taxes as income. In reality, however, the settlement money clearly should be categorized as involuntary converted property. Under this determination, the manufacturer's settlement would be treated like other property that can be converted to similar purposes over a specific period of time; and

Whereas, Every effort should be made to encourage the reinvestment of settlement resources to mitigate job loss, lessen the economic stress to local communities, and protect families from more serious financial difficulties. In addition, it would be poor public policy for the federal government to reap a tax revenue windfall as a result of this rare and unique situation; and

Whereas, As the home of the Olds automotive legacy and 20 of the top 50 Oldsmobile dealerships, Michigan has a major stake in the fair treatment of these businesses and individuals. It would be wrong for the tax code to act as a disincentive to the reinvestment of the settlement dollars in job-creating enterprises; Now, therefore, be it

Resolved by the Senate, That we memorialize the Congress of the United States to enact H.R. 2374 to amend the Internal Revenue Code to consider certain transitional dealer assistance related to the phase-out of Oldsmobile as an involuntary conversion; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

POM-204. A legislative resolution adopted by the House of the Legislature of the State of West Virginia relative to September 11, 2001; to the Committee on Foreign Relations.

HOUSE RESOLUTION No. 1

Whereas, The United States of America stands as a Nation most respected throughout the world for its freedom and its defense of freedom; and

Whereas, Tens of thousands of men and women have fought and died to secure, maintain and guarantee this freedom, and have utilized this freedom to build the most powerful and most successful nation on earth; and

Whereas, On Tuesday, September 11, 2001, enemies of the United States encroached upon the sacred soils of our Nation and conducted a series of the most inhumane, murderous, attacks in the history of the world, hijacking and destroying four civilian aircraft, crashing two of them into the World Trade Center Towers in New York City, a third into the Pentagon outside Washington, D.C., and the fourth failing to reach its target and crashing in Pennsylvania, which monstrous attacks killed and injured thousands of innocent people and completely demolished the World Trade Center Towers and a portion of the Pentagon, symbols of American strength and success; and

Whereas, The freedom fought for, secured and maintained over the past two hundred twenty-five years is threatened by the attackers, by targeting symbols of America, clearly intended to intimidate our Nation and weaken our resolve; therefore, be it

Resolved by the House of Delegates:

That the members of the West Virginia House of Delegates hereby express their deepest, heartfelt sympathy to the families and friends of those killed and injured in the terrorist attacks of Tuesday, September 11, 2001, and the recovery efforts following the attacks;

That the members of the House of Delegates hereby offer collective condolences and unreserved expressions of support to the State and to the City of New York, to the State of Virginia, and to the State of Pennsylvania;

That the House of Delegates of West Virginia hereby condemns in the strongest possible terms the terrorists who contrived and carried out those attacks, as well as their sponsors or any person or nation which harbors terrorists;

That the House hereby commends the heroic actions of the myriad of rescue workers, volunteers and officials who responded to these tragic events with courage, determination and skill;

That we hereby publicly proclaim that we will not forget those who have fought and died to help secure and maintain our freedom, and we further publicly decry and condemn those who plot, plan and execute attacks on our freedom, our citizenry and our way of life;

That our thoughts and prayers go out to all those directly affected by the attacks and to those participating in the recovery from the attacks;

That the President of the United States and the Congress be hereby urged to deal swiftly and judiciously with the situation, that freedom might live; and, be it further

Resolved, That the Clerk of the House of Delegates forthwith prepare and cause to be delivered certified copies of this resolution to President George W. Bush, to the Honorable Bob Wise, Governor of the State of West Virginia, to U.S. Senators Robert C. Byrd and John D. Rockefeller IV, and to member of the United States House of Representatives Alan B. Mollohan, Shelley M. Capito and Nick Joe Rahall, to the Clerk of the United States House of Representatives and the Secretary of the United States Senate, to the Governor of New York and the Mayor of New York City, to the Governor of Virginia and the Governor of Pennsylvania, and to the Presiding Officers of the Legislatures of all the States in this Nation.

POM-205. A resolution adopted by the Senate of the Legislature of the State of West Virginia relative to September 11, 2001; to the Committee on Foreign Relations.

SENATE RESOLUTION NO. 503

Whereas, In the morning hours of September 11, 2001, terrorists hijacked four commercial jetliners, including the passengers and crew members, with intentions of using them as weapons of mass destruction against the United States; and

Whereas, Two of the jetliners were flown directly into the twin towers of the World Trade Center in New York City, a third into the Pentagon in Arlington, Va. and the fourth crashed in Pennsylvania without reaching a possible target in Washington, D.C.; and

Whereas, Thousands of innocent Americans and hundreds of foreign visitors were killed or injured as a result of these attacks, including the passengers and crew of the four jetliners, workers and visitors in the World Trade Center and military and civilian personnel in the Pentagon; and

Whereas, Sadly, in the aftermath of the attack in New York City both towers of the World Trade Center collapsed, killing and injuring hundreds more, including rescue workers trying to locate possible survivors; and

Whereas, It was the terrorists' intention, through these hate-filled attacks against the United States, to intimidate, embarrass and expose the vulnerability of the United States as a world power; and

Whereas, If history is to repeat itself, we only need to recall the words of Japanese Admiral Isoroku Yamamoto, after the surprise attack on Pearl Harbor, who said, "We have awakened a sleeping giant and have instilled in him a terrible resolve"; and

Whereas, We stand united as a nation to begin the process of healing and rebuilding, not only of symbols and structures of economic and military strength, but of our patriotism; and

Whereas, Our most sincere condolences are extended to the families of our innocent citizens and those foreign visitors who have died. Our greatest tribute to them should be that we stand united in our pursuit to bring their killers to justice and to commit ourselves to the war against terrorism around the globe; therefore, be it

Resolved by the Senate:

That the Senate hereby condemns the action of terrorists and their attack on the United States on September 11, 2001; and, be it further

Resolved, That the Senate extends its sincere and heartfelt condolences to the families of our innocent citizens and those foreign visitors who have died as a result of these senseless acts of violence; and, be it further

Resolved, That we commit ourselves to stand united in our pursuit to bring those responsible to justice and to continue our task to rid the world of terrorism; and, be it further

Resolved, That the Clerk is hereby directed to forward a copy of this resolution to the President of the United States, the Secretary of the United States Senate and the Clerk of the United States House of Representatives.

POM-206. A resolution adopted by the Senate of the General Assembly of the State of Ohio relative to September 11, 2001; to the Committee on Foreign Relations.

RESOLUTION

Whereas, On Tuesday, September 11, 2001, the United States of America suffered on its

own soil the most extensive, devastating, and heinous acts of terrorism that have ever been perpetrated on innocent civilian victims. On that date, four separate groups of terrorist highjackers took forcible possession of four different commercial jets and, with incomprehensibly evil intent, used them as missiles to destroy some of the nation's most symbolic landmarks and to murder innocent people located within and around them; and

Whereas, The terrorists crashed one of the jets, American Airlines Flight 11, into the One World Trade Center building in the Manhattan borough of New York City, crashed another, United Airlines Flight 175, into the neighboring Two World Trade Center building, and crashed a third, American Airlines Flight 77, into the Pentagon in Washington, D.C. The fourth plane, United Airlines Flight 93, which apparently was on its way toward Washington, D.C., crashed approximately eighty miles from Pittsburgh, Pennsylvania. Shortly thereafter, the Two World Trade Center building collapsed as a result of the damage it sustained, followed quickly by the collapse of the One World Trade Center building and, later in the day, by the collapse of the neighboring Seven World Trade Center building; and

Whereas, It is estimated that thousands of innocent victims, including police officers, firefighters, and other rescue workers, lost their lives and that thousands more were injured as a result of these devastatingly evil acts of terrorism, causing human suffering of an incomprehensible magnitude; and

Whereas, The President of the United States and the United States Congress rightly have interpreted these terrorist acts as a declaration of war against the United States of America and all that it stands for. It is imperative at this dark time to unite as a nation in order to combat the evil of terrorism: Now therefore be it

Resolved, That the Senate of the State of Ohio fully supports the President of the United States and the United States Congress in the actions they must take in order to seek justice for the devastation that our nation has suffered from terrorism and to protect our nation from further terrorist acts of aggression; and be it further

Resolved, That the Clerk of the Senate transmit duly authenticated copies of this resolution to the President of the United States, to the Speaker and Clerk of the United States House of Representatives, to the President Pro Tempore and Secretary of the United States Senate, to the members of the Ohio Congressional delegation, and to the news media of Ohio.

POM-207. A joint resolution adopted by the Legislature of the State of Alaska relative to anti-gun-ownership policies; to the Committee on the Judiciary.

JOINT RESOLUTION

Whereas the founding fathers considered popular ownership of firearms by private citizens to be a natural right and one of the surest safeguards against tyranny and governmental excesses; and

Whereas the Second Amendment to the United States Constitution recognizes and protects the inalienable right of American citizens to keep and bear arms; and

Whereas, in 1994, art. I, sec. 19, Constitution of the State of Alaska, was amended by an overwhelming majority to specifically protect an Alaskan's individual right to keep and bear arms; and

Whereas the Clinton Administration's stance on gun ownership moved dangerously

in the direction of abridging or eliminating individual Second Amendment freedoms; and

Whereas, under the Clinton Administration, the United States Department of Justice interpreted the Second Amendment to not protect the right of individual citizens to keep and bear arms but to apply only to governmentally recognized military organizations; and

Whereas the Clinton Administration's stance on gun ownership intentionally ignored the original intent of the Constitution's framers and sought to dramatically limit the Constitutionally affirmed Second Amendment freedoms of individual law-abiding Americans; be it

Resolved, That the Alaska State Legislature urges President Bush to renounce the Clinton Administration's anti-gun ownership policies; and be it further

Resolved, That the Alaska State Legislature requests President Bush to use his executive powers and influence to reorient the United States Department of Justice towards a policy that fully recognizes the right of individual Americans to keep and bear arms as guaranteed by the Second Amendment to the United States Constitution.

POM-208. A resolution adopted by the House of the General Assembly of the State of Ohio relative to September 11, 2001; to the Committee on the Judiciary.

RESOLUTION

Whereas, Our nation and the entire civilized world was shocked and appalled by the vicious and horrific attacks perpetrated by terrorists upon the World Trade Center in the City of New York and the Pentagon Building in Washington, D.C. on September 11, 2001; and

Whereas, President George W. Bush and the Congress of the United States, Governor George Pataki of the State of New York, Mayor Rudolph Giuliani of the City of New York, and law enforcement, firefighters, and other emergency workers of the City of New York, Washington, D.C., and other parts of our nation immediately took bold action to protect the citizens of our nation and to provide leadership and relief for the victims of these attacks; and

Whereas, Thousands of people are dead or missing in the City of New York and in Washington, D.C., including hundreds of firefighters, and thus the people of the City of New York, the State of New York, Washington, D.C., and the United States in general are suffering greatly: Now therefore be it

Resolved, That the House of Representatives of the State of Ohio expresses its admiration and support for President George W. Bush and the Congress of the United States, for Governor George Pataki of the State of New York, for Mayor Rudolph Giuliani of the City of New York, and for the law enforcement, firefighters, and other emergency workers of the City of New York, Washington, D.C., and other parts of our nation, all of whom decisively responded to the terrorist attacks in the City of New York and Washington, D.C.; and be it further

Resolved, That the House of Representatives of the State of Ohio expresses its sympathy and support for the family and friends of all persons who died because of these terrorist attacks or the crash of United Airlines Flight 93 in Pennsylvania, whether their death occurred in the airplane or a building, on the ground, or in an attempt to rescue or serve others, and for all of the people of the City of New York, the State of New York, and Washington, D.C.; and be it further

Resolved, That the Clerk of the House of Representatives transmit duly authenticated copies of this resolution to the President of the United States, to the Speaker and Clerk of the United States House of Representatives, to the President Pro Tempore and Secretary of the United States Senate, to members of the Ohio Congressional delegation, to Governor George Pataki of the State of New York, to Mayor Rudolph Giuliani of the City of New York, and to the news media of Ohio.

POM-209. A resolution adopted by the Senate of the General Assembly of the State of Pennsylvania relative to September 11, 2001; to the Committee on the Judiciary.

RESOLUTION

Whereas, On September 11, 2001, the people of the United States were deliberately attacked without warning or provocation, thus evoking another day that will "live in infamy"; and

Whereas, Let us never forget the nature and character of this cowardly and brutal attack in which individuals without conscience turned the early minutes of a normal workday into a vision of horror, with more American blood spilled on American soil than anytime since the Civil War; and

Whereas, These senseless, inhuman acts have turned our beloved, tranquil homeland into a scene of untold suffering and destruction; and

Whereas, The World Trade Center became a tomb for American Airlines Flight 11, carrying 81 passengers and 11 crew members, and United Airlines Flight 175, carrying 56 passengers and 9 crew members; and

Whereas, United Airlines Flight 93, carrying 38 passengers and 7 crew members, crashed in Somerset County, Pennsylvania; and

Whereas, American Airlines Flight 77 crashed into the Pentagon, killing 58 passengers and 6 crew members; and

Whereas, The unthinkable has occurred with the shedding of American blood on American soil by commercial aircraft under the control of suicide hijackers; and

Whereas, The bombing of Pearl Harbor nearly 60 years ago resulted in the loss of 2,388 American lives; and

Whereas, America gave 3,393 of her sons on D-Day to liberate Europe; and

Whereas, The terrorist attacks of September 11, 2001, are a tragedy of epic proportions, with preliminary reports of 252 confirmed dead, 6,291 injured and updated reports of 6,453 missing in the destruction of the World Trade Center and 189 presumed dead in the attack on the Pentagon; and

Whereas, The President of the United States has called these attacks of wanton aggression acts of war that will solidify our resolve to defeat the forces of terrorism; and

Whereas, This is the latest in a long series of murderous rampages committed against the United States and the world, including: the October 1983 bombing of the Marine barracks in Beirut, the December 1988 bombing of the Pan Am Flight over Lockerbie, Scotland, the February 1993 truck bomb which crippled the World Trade Center, the August 1998 bomb attacks on the United States embassies in Kenya and Tanzania and the suicide attack on the USS Cole in October 2000; and

Whereas, The attacks on the people of the United States are attacks on the people of the entire civilized world as at least 62 countries lost citizens in the carnage at the World Trade Center; and

Whereas, The world is outraged and shocked by such death and senseless may-

hem and there appears to be no limit to the malice of those who must find some inconceivable satisfaction from the slaughter of innocents; and

Whereas, Our national resolve has come together as never before, for we, as one people, have a spirit that is solid and impenetrable; and

Whereas, Over \$200 million has been donated to date for financial assistance and aid to the victims of the attacks; and

Whereas, Those who cause us harm will be brought to justice in a world made smaller by the unity of all peoples of good will; and

Whereas, We encourage all Pennsylvania and Americans to pray for peace, the end of conflict and comfort for the victims, their brokenhearted families and our bruised nation, as we share in the grievous losses of their loved ones; and

Whereas, In the days that have followed the tragedy we have heard of people, most previously unknown to us, whose lives were taken through these despicable acts. Let us celebrate their lives and accomplishments as their loss will impoverish our country in ways as of yet unknown; and

Whereas, We encourage support for our President, George W. Bush, as he weighs the options before him and seeks wise counsel for the difficult decisions that must be faced by our country in the months ahead; and

Whereas, We witness the prayer services, candlelight vigils and spontaneous supportive actions of a grieving nation that are a balm to wounded hearts across our stricken land; and

Whereas, Our duty is not to shrink, fearful of the future, but to go boldly to claim our place as a leader among nations and a people committed to freedom and justice; and

Whereas, We go forth affirming our cherished liberty and freedoms and now to rebuild an even better America and world; and

Whereas, We go forth fulfilling the promise of the future that was taken from so many as their sacrifice demands; and

Whereas, The intent of these horrific acts was to divide us into irreconcilable parts, let us confound such terrorism and come together as a nation and as a people as never before in a spirit of tolerance and true compassion for the beliefs that unite us are far more plentiful than the items that divide us; and

Whereas, Even as our nation weeps for our murdered fathers, mothers, sons and daughters, we will undertake the necessary task of rebuilding and safeguarding our future; therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania urge the President and the Congress of the United States and this Commonwealth to commemorate every September 11 as a day of mourning and remembrance; and be it further

Resolved, That the Senate extend its deepest sympathies and condolences to the families and friends of the victims of this terrible tragedy; and be it further

Resolved, That the Senate unanimously and unequivocally condemn those individuals and countries who played any part in the shedding of innocent American blood; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the presiding officers of each house of Congress and to each member of Congress from Pennsylvania.

POM-210. A resolution adopted by the Senate of the General Assembly of the State of Pennsylvania relative to the nations response to September 11, 2001; to the Committee on Armed Services.

RESOLUTION

Whereas, As our nation prepares its response to the horrors visited on our people on September 11, 2001, we pause to lend our support and give thanks to those who will be seeking justice for our beloved dead and injured; and

Whereas, As the President of the United States, George W. Bush, said in his speech to the nation during a joint session of the Congress of the United States on September 20, 2001: "Whether we bring our enemies to justice, or bring justice to our enemies, justice will be done"; and

Whereas, We wholeheartedly support the President of the United States in his pledge to use every resource at America's disposal to successfully conclude the conflict brought to our peaceful shores, whether through diplomacy, the use of intelligence capabilities, instruments of law enforcement and elimination of financial resources or every necessary weapon of war; and

Whereas, We recognize that a nation cannot maintain peace without a willingness to defend itself against terrorism or aggression; and

Whereas, The President of the United States has authorized the call-up of 50,000 reservists; and

Whereas, More than 35,000 reservists have been activated for homeland defense in order to permit troops to engage in other duties; and

Whereas, Those soldiers, sailors and Marines now being deployed have our complete support, unending thanks and countless prayers; and

Whereas, We pray that our men and women in uniform will be comforted and given strength to perform the very difficult tasks ahead of them; and

Whereas, The Pennsylvania Division of the National Guard, known as the 28th Infantry Division, is the oldest division in the Army in continuous service; and

Whereas, Pennsylvania has the largest National Guard unit in the United States; and

Whereas, Pennsylvania's National Guard has played a crucial role in every major conflict since the early days of our nation; and

Whereas, The valiant citizen-soldiers of Pennsylvania's National Guard, all 22,000 men and women, are properly trained and stand ready to do whatever is needed in the defense of our Commonwealth, our nation and our freedom; therefore be it

Resolved, That the Senate of the Commonwealth of Pennsylvania and the people of the Commonwealth of Pennsylvania commend and support the President of the United States as the Commander-in-Chief of our armed services; and be it further

Resolved, That the Senate send its support, prayers and gratitude to all our military service personnel as they undertake the difficult tasks that may lie ahead; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the presiding officers of each house of Congress and to each member of Congress from Pennsylvania.

POM-211. A resolution adopted by the Grand Lodge of Ancient Free and Accepted Masons of the State of Missouri relative to National Respect; to the Committee on Governmental Affairs.

POM-212. A resolution adopted by the Guam Legislature relative to September 11, 2001; to the Committee on Energy and Natural Resources.

POM-213. A resolution adopted by the Commission of the City of Miami, Florida

relative to September 11, 2001; to the Committee on Governmental Affairs.

POM-214. A resolution adopted by the Commission of the City of Miami, Florida relative to monies collected and earmarked to assist the victims of September 11, 2001; to the Committee on Health, Education, Labor, and Pensions.

POM-215. A resolution adopted by the City Council of Independence, Ohio relative to immediate action to enact measures to assist in restoring LTV Steel and the domestic steel industry to a competitive position and declaring an emergency; to the Committee on Finance.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LIEBERMAN, from the Committee on Governmental Affairs, without amendment:

S. 1202: A bill to amend the Ethics in Government Act of 1978 (5 U.S.C. App.) to extend the authorization of appropriations for the Office of Government Ethics through fiscal year 2006. (Rept. No. 107-88).

By Mr. KENNEDY, from the Committee on Health, Education, Labor, and Pensions, with an amendment:

H.R. 717: An act to amend the Public Health Service Act to provide for research with respect to various forms of muscular dystrophy, including Duchenne, Becker, limb girdle, congenital, facioscapulohumeral, myotonic, oculopharyngeal, distal, and Emery-Dreifuss muscular dystrophies.

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

H.R. 2215: A bill to authorize appropriations for the Department of Justice for fiscal year 2002, and for other purposes.

S. 1319: A bill to authorize appropriations for the Department of Justice for fiscal year 2002, and for other purposes.

EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of committees were submitted:

By Mr. LEVIN for the Committee on Armed Services.

Navy nominations beginning Rear Adm. (lh) Jose L. Betancourt and ending Rear Adm. (lh) Thomas E. Zelibor, which nominations were received by the Senate and appeared in the Congressional Record on September 10, 2001.

Air Force nomination of Gen. Hal M. Hornburg.

Army nomination of Donald W. Dawson III.

Army nomination of Daniel M. Macguire.

Army nomination of Christopher M. Murphy.

Army nomination of Daniel F. Lee.

Air Force nominations beginning Brigadier General James P. Czekanski and ending Colonel Erika C. Steuterman, which nominations were received by the Senate and appeared in the CONGRESSIONAL RECORD on October 18, 2001.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first

and second times by unanimous consent, and referred as indicated:

By Mr. LIEBERMAN (for himself and Mr. ENSIGN):

S. 1585. A bill to establish grant and scholarship programs to enable hospitals to retain and further educate their nursing staffs; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INHOFE (for himself and Mr. SMITH of New Hampshire):

S. 1586. A bill to amend the Atomic Energy Act of 1954 to authorize the carrying of firearms by employees of licensees, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. KERRY (for himself, Mr. BREAUX, and Mr. HOLLINGS):

S. 1587. A bill to provide improved port and maritime security, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. CRAIG (for himself, Mr. DORGAN, Mr. GRASSLEY, Mr. BAUCUS, Mr. CRAPO, Mr. BAYH, Mr. BENNETT, Mr. CARPER, Ms. COLLINS, Mr. ENSIGN, Mr. HOLLINGS, Mr. HUTCHINSON, Mr. INHOFE, Mr. KYL, Mrs. LINCOLN, Mr. MURKOWSKI, Mrs. MURRAY, and Mr. SMITH of Oregon):

S. 1588. A bill to provide a 1-year extension of the date for compliance by certain covered entities with the administrative simplification standards for electronic transactions and code sets issued in accordance with the Health Insurance Portability and Accountability Act of 1996; to the Committee on Finance.

By Mr. ROCKEFELLER (for himself, Mr. WELLSTONE, and Mr. BAUCUS):

S. 1589. A bill to amend title XVIII of the Social Security Act to expand medicare benefits to prevent, delay, and minimize the progression of chronic conditions, establish payment incentives for furnishing quality services to people with serious and disabling chronic conditions, and develop national policies on effective chronic condition care, and for other purposes; to the Committee on Finance.

By Mr. VOINOVICH (for himself and Ms. LANDRIEU):

S. 1590. A bill to amend the National Environmental Policy Act of 1969 to improve the environmental review process that is associated with authorizations required under Federal law for construction, operation, or maintenance of energy facilities; to the Committee on Environment and Public Works.

By Mr. VOINOVICH (for himself, Ms. LANDRIEU, Mr. SMITH of New Hampshire, and Mr. INHOFE):

S. 1591. A bill to promote the safe and efficient supply of energy while maintaining strong environmental protections; to the Committee on Environment and Public Works.

By Mr. NELSON of Florida:

S. 1592. A bill to amend title XI of the Social Security Act to prohibit Federal funds from being used to provide payments under a Federal health care program to any health care provider who charges a membership or any other extraneous or incidental fee to a patient as a prerequisite for the provision of an item or services to the patient; to the Committee on Finance.

By Mr. JEFFORDS (for himself, Mr. SMITH of New Hampshire, and Mr. CRAPO):

S. 1593. A bill to authorize the Administrator of the Environmental Protection