

## NOT VOTING—1

Johnson

The nomination was confirmed.

Mr. SCHUMER. Mr. President, I move to reconsider the vote, and I move to lay that motion on the table.

The motion to lay on the table was agreed to.

The PRESIDING OFFICER. Under the previous order, the President will be immediately notified of the Senate's action.

## LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will now return to legislative session.

## SUSPENSION OF PROVISIONS OF THE BALANCED BUDGET AND EMERGENCY DEFICIT CONTROL ACT OF 1985—Continued

The PRESIDING OFFICER. The question is on the engrossment and third reading of S. J. Res. 28.

The joint resolution was ordered to be engrossed for a third reading and was read the third time.

Mr. SCHUMER. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The PRESIDING OFFICER. The question is, Shall the joint resolution pass? The clerk will call the roll.

The legislative clerk called the roll.

The result was announced—yeas 1, nays 99, as follows:

[Rollcall Vote No. 336 Leg.]

## YEAS—1

Wellstone

## NAYS—99

|           |            |             |
|-----------|------------|-------------|
| Akaka     | Dorgan     | Lott        |
| Allard    | Durbin     | Lugar       |
| Allen     | Edwards    | McCain      |
| Baucus    | Ensign     | McConnell   |
| Bayh      | Enzi       | Mikulski    |
| Bennett   | Feingold   | Miller      |
| Biden     | Feinstein  | Murkowski   |
| Bingaman  | Fitzgerald | Murray      |
| Bond      | Frist      | Nelson (FL) |
| Boxer     | Graham     | Nelson (NE) |
| Breaux    | Gramm      | Nickles     |
| Brownback | Grassley   | Reed        |
| Bunning   | Gregg      | Reid        |
| Burns     | Hagel      | Roberts     |
| Byrd      | Harkin     | Rockefeller |
| Campbell  | Hatch      | Santorum    |
| Cantwell  | Helms      | Sarbanes    |
| Carnahan  | Hollings   | Schumer     |
| Carper    | Hutchinson | Sessions    |
| Chafee    | Hutchison  | Shelby      |
| Cleland   | Inhofe     | Smith (NH)  |
| Clinton   | Inouye     | Smith (OR)  |
| Cochran   | Jeffords   | Snowe       |
| Collins   | Johnson    | Specter     |
| Conrad    | Kennedy    | Stabenow    |
| Corzine   | Kerry      | Stevens     |
| Craig     | Kohl       | Thomas      |
| Crapo     | Kyl        | Thompson    |
| Daschle   | Landrieu   | Thurmond    |
| Dayton    | Leahy      | Torricelli  |
| DeWine    | Levin      | Voinovich   |
| Dodd      | Lieberman  | Warner      |
| Domenici  | Lincoln    | Wyden       |

The joint resolution (S.J. Res. 28) was rejected.

The PRESIDING OFFICER. The Senator from Massachusetts.

Mr. KERRY. I ask unanimous consent I be permitted to proceed as in morning business.

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

## TRIBUTE TO PETER TORIGIAN

Mr. KERRY. Mr. President, it is a privilege for me today to honor and celebrate one of Massachusetts' most esteemed public servants, Mayor Peter Torigian of Peabody. After 23 years, the dean of Massachusetts mayors is retiring from public office but hopefully not from public life.

The city of Peabody is known as the "Tanner City" for its leather trade dating back to the 1630s, and therefore it is only appropriate that this former leather worker and leather-neck has led Peabody with vigilance, compassion, and integrity for over two decades. Peter's ascent to city hall began in a "three decker" in the heart of Peabody's industrial sector. Born to hard-working Armenian immigrants, Peter was studious and gifted, as well as the star quarterback for the Peabody High School football team. After school, the future mayor worked as a tanner and experienced first-hand the leather factories that were once the life-line of Peabody's industrial economy. He then put in 3 years of his life to the service of the U.S. Marine Corps before returning home to Peabody. As all of us in this body know: Once a Marine, always a Marine. He spent 16 years as a letter carrier for the U.S. Post Office. In a harbinger of things to come he quietly rose through the ranks to presidency of the union local.

Then began his formal public career with his election to the city council in 1968—a tumultuous year in the history of our country—and culminated with his election as mayor in 1979. The longest-serving mayor in Peabody history, his legacy will not be counted just in years but in the progress the city has enjoyed during his tenure. His peers throughout the state honored him with the title of "Best Municipal Executive" in a survey conducted by the Boston Globe, and his management expertise continues to be widely solicited. With an instinctual gift for sharing his knowledge and experience, he was recently appointed to the MBTA Advisory Board, elected as a member to the Metropolitan Planning Organization, and has served as chairman of the Essex County Advisory Board since 1983. The Massachusetts Municipal Association benefited from his service on its board of directors as well as the Local Governors Advisory Committee, which he started serving on in 1983.

The honors and citations, if stacked, reach to the sky; honored by the AARP in 1998, Peabody's Veterans Council in that same year, and honored by the

Anti-Defamation League the year before. His housing efforts won the acclaim of the Citizens for Adequate Housing Community Service Award at the beginning of the 1990s, he was the North Shore Chamber of Commerce's "Man of the Year," in 1991, and was honored by the President of Portugal with "Command of the Special Order of Infant Henry the Navigator" award in 1996.

Every public official is ultimately judged by the impact their policies have after the official has left office. In this way, generations of Peabody's children will be Peter's legacy, since thousands of children went through Peabody public schools during Mayor Torigian's time, and now their children are doing the same. The business growth in Peabody during Peter's term stands in stark contrast to the aged and fading industrial based that he inherited, and now the residents enjoy a robust economic climate while at the same time maintaining the New England flavor of the community.

I am honored to rise today to pay tribute to a remarkable man who has assembled an inspiring and very real list of achievements. I regard myself as fortunate to have him as a friend and colleague in government, and I join the families of Peabody and his peers throughout the State in celebrating his exemplary public service and in wishing him godspeed as he moves on to new horizons.

Mr. KENNEDY. Mr. President, it is a privilege to take this opportunity to pay tribute to Peter Torigian, the outstanding Mayor of Peabody, MA, who is retiring at the end of this year. He has served the people of Peabody with great skill and dedication for the past 22 years, and I know they join me in thanking him for his commitment and dedication to public service.

Mayor Torigian will long be remembered for the revitalization of Peabody's economy. He skillfully guided the transformation of an old manufacturing base into a thriving new office complex known as Centennial Park.

His impressive record of success in promoting economic development in Peabody and throughout the region is well known. He was instrumental in the development of the North Shore Mall, creating thousands of new jobs, the lowest corporate tax rate and the broadest tax base in all of Massachusetts.

He's also done an outstanding job in preserving open space and in cleaning up brownfields in the area. Brook Farm is a magnificent example of Mayor Torigian's commitment to the environment.

Under Mayor Torigian's leadership, Peabody has thrived on its diversity as well. Peabody recently celebrated its 18th annual International Festival, in which thousands of people visited the

city to celebrate its history and its heritage.

And Mayor Torigian's commitment to senior citizens has been unwavering. He created the Peabody Community Life Center, a remarkable center for seniors on the North Shore to gather and enhance their quality of life.

All of us in Massachusetts are grateful for Mayor Torigian's distinguished service to the City of Peabody and to our State, and we're grateful for his friendship. We know that his commitment to public service will continue in other ways, and he will be deeply missed.

The ACTING PRESIDENT pro tempore. The Senator from New York.

#### THE LOSS OF FLIGHT 587

Mrs. CLINTON. Mr. President, I rise today to express profound sorrow for the loss of life caused by the tragic crash of American Airlines flight 587 in the residential community of Belle Harbor, Rockaway, Queens, and the loss of 246 passengers and 9 crewmembers who were traveling to the Dominican Republic, as well as the loss of life on the ground where the plane crashed. It has added to the immeasurable sadness that New York and America have been forced to bear since the horrific events of September 11.

It is impossible to speak about the destruction that happened yesterday without recognizing the overwhelming sacrifices of the residents of the Rockaways. They have already contributed greatly to the defense of our city and our Nation. The families in this part of Queens have had to attend more funerals in the past 2 months than anyone should have to bear. They have lost many people who worked at the World Trade Center, as well as the numerous firefighters and police officers who make up this close-knit community. The courage and the values of these New Yorkers, these Americans, these public servants, have brought comfort to so many and have stood as a shining example of what is best of America.

I think it is fair to say that our entire country stands in awe of their acts of bravery and self-sacrifice. It was doubly tragic to see the loss of life in this accident and to know that it happened in an area where lives were just beginning to resume some sense of normalcy and then were so horribly disrupted again.

As I walked around the crash area with FEMA Director Joe Allbaugh yesterday, I was able to show him a neighborhood that I think came as a bit of a surprise. Joe has done a very good job, just a terrific job as our FEMA Director, in the time he has been in that position. He responded with just great dispatch and compassion to the World Trade Center attacks.

I think being in Lower Manhattan and seeing the community there was

one view of New York. But being in Belle Harbor, seeing the single-family homes that could be found in so many other communities around our country, was a reminder of the diversity that is New York. We have so many different kinds of neighborhoods. Yet in every one of them we will find people who are stalwart, steadfast, and willing to work hard and play by the rules, and who oftentimes have contributed to the greatness of that city and, in turn, our State and country.

Senator SCHUMER, Congressman WEINER, and I will be asking FEMA to include this tragedy in Queens as part of the presidentially declared disaster. We believe the members of these affected communities, including the Dominican community in Washington Heights, Brooklyn, and elsewhere, and the Rockaway neighborhood where the plane fell to Earth, should have access to the disaster services they need and deserve.

Although all of us in New York and America experienced a terrible shock yesterday upon learning of the crash, we know there was one particular segment of our community that was very hard hit. Initial estimates indicate that anywhere from 150 to 175 of the passengers on board flight 587 were Dominican-Americans, or Dominicans. New York's Dominican community, which is centered in Washington Heights, is a strong and vibrant cultural sector tucked into northern Manhattan, almost on the opposite end of where the World Trade Center once stood.

Our Dominican community, with all of its excitement, its energy, its culture, and colorful history, has contributed greatly to the soul of New York City. Dominican-Americans have made many contributions to business and the arts, to labor and politics, and their contributions are really just beginning. They have also maintained strong ties with the Dominican Republic and the people who live there.

Although it is growing rapidly, New York City's Dominican community is renowned for its smalltown feeling in a city obviously famous for its huge size. But a tragedy such as the one that happened yesterday reverberated across the entire community because virtually everyone knows someone who has lost a loved one.

The community's response to this latest tragedy has been an outpouring of relief. We have seen that a crisis center for families has been already set up in Washington Heights. We have seen Dominican-American elected officials rallying around, serving their constituents. We know the kind of efforts that will be undertaken by the Dominican-American community will bring great comfort and support to those who have lost loved ones.

Now we have to do whatever we can as the larger New York and American

community to stand with and support these families. I spent some time last night at the Ramada Inn, that was set up at JFK Airport for the families to come seeking information and help. It was a grueling and wrenching experience. Many of the families there lost not just one member but several. I met one young man who lost his wife, his daughter, and his mother-in-law because they were going to the Dominican Republic to attend the funeral of a relative.

I met another young man who proudly held the picture of his brother who had just gotten back from his tour of duty on the U.S.S. *Enterprise* in support of our efforts in Afghanistan. He had just come back home and was going down to see friends and relatives. His family was so proud of this young man who had served our country.

There are many stories such as that which we will hear over the days and weeks ahead.

Of course, all that any of us can do is to promise our support and whatever assistance is needed; to offer our thoughts and our prayers; to stand with the government and the people of the Dominican Republic for whom this is a profound and unsettling tragic occurrence; to demonstrate clearly in all that we do that we will stand in the face of whatever comes; that New Yorkers are neither daunted nor beaten down by the continuation of tragedy and challenge; and that our determined spirit as Americans remains undiminished.

I look forward to working with the administration and my colleagues in ensuring that these New Yorkers, like those who were affected on September 11, know that our country stands behind them and with them.

Thank you, Madam President.

#### MORNING BUSINESS

Mr. REID. Madam President, I ask unanimous consent that for the next 30 minutes we be in a period of morning business with the majority controlling 15 minutes and the minority controlling 15 minutes.

The PRESIDING OFFICER. Is there objection?

Mr. NICKLES. Madam President, reserving the right to object, I ask the assistant Democrat leader what the intention is at the conclusion of morning business.

Mr. REID. Madam President, at this stage, there is discussion between Senators DASCHLE and LOTT. They will decide within the next 30 minutes what is going out. I thought rather than bounce back and forth and asking permission to go to morning business that we should go off the bill for half an hour, go back to it, and maybe come back in the morning. The two leaders have been visiting. They will decide what is going to happen later tonight.