

the professional standing of an individual, or otherwise to expose an individual to public contempt or obloquy, or will represent a clearly unwarranted invasion of the privacy of an individual;

(D) will disclose the identity of any informer or law enforcement agent or will disclose any information relating to the investigation or prosecution of a criminal offense that is required to be kept secret in the interests of effective law enforcement;

(E) will disclose information relating to the trade secrets of, or financial or commercial information pertaining specifically to, a given person if—

(1) an Act of Congress requires the information to be kept confidential by Government officers and employees; or

(2) the information has been obtained by the Government on a confidential basis, other than through an application by such person for a specific Government financial or other benefit, and is required to be kept secret in order to prevent undue injury to the competitive position of such person; or

(F) may divulge matters required to be kept confidential under other provisions of law or Government regulations.

3. Each witness who is to appear before the Committee or any Subcommittee shall file with the Committee, at least 24 hours in advance of the hearing, a written statement of his testimony in as many copies as the Chairman of the Committee or Subcommittee prescribes.

4. Field hearings of the full Committee, and any Subcommittee thereof, shall be scheduled only when authorized by the Chairman and ranking minority member of the full Committee.

II. QUORUMS

1. A majority of members shall constitute a quorum for official action of the Committee when reporting a bill, resolution, or nomination. Proxies shall not be counted in making a quorum.

2. Eight members shall constitute a quorum for the transaction of all business as may be considered by the Committee, except for the reporting of a bill, resolution, or nomination. Proxies shall not be counted in making a quorum.

3. For the purpose of taking sworn testimony a quorum of the Committee and each Subcommittee thereof, now or hereafter appointed, shall consist of one Senator.

III. PROXIES

When a record vote is taken in the Committee on any bill, resolution, amendment, or any other question, a majority of the members being present, a member who is unable to attend the meeting may submit his or her vote by proxy, in writing or by telephone, or through personal instructions.

IV. BROADCASTING OF HEARINGS

Public hearings of the full Committee, or any Subcommittee thereof, shall be televised or broadcast only when authorized by the Chairman and the ranking minority member of the full Committee.

V. SUBCOMMITTEES

1. Any member of the Committee may sit with any Subcommittee during its hearings or any other meeting but shall not have the authority to vote on any matter before the Subcommittee unless he or she is a Member of such Subcommittee.

2. Subcommittees shall be considered *de novo* whenever there is a change in the chairmanship, and seniority on the particular Subcommittee shall not necessarily apply.

VI. CONSIDERATION OF BILLS AND RESOLUTIONS

It shall not be in order during a meeting of the Committee to move to proceed to the consideration of any bill or resolution unless the bill or resolution has been filed with the Clerk of the Committee not less than 48 hours in advance of the Committee meeting, in as many copies as the Chairman of the Committee prescribes. This rule may be waived with the concurrence of the Chairman and the ranking minority member of the full Committee.

LOCAL LAW ENFORCEMENT ACT OF 2001

Mr. SMITH of Oregon. Madam President, I rise today to speak about hate crimes legislation I introduced with Senator KENNEDY in March of this year. The Local Law Enforcement Act of 2001 would add new categories to current hate crimes legislation sending a signal that violence of any kind is unacceptable in our society.

I would like to describe a terrible crime that occurred in August 1991 in San Francisco, CA. A gay person was assaulted while walking in the city's Castro neighborhood. The assailants, both 17-year-old females, were later found guilty on all counts of felony assault and hate crime violations in connection with the incident.

I believe that government's first duty is to defend its citizens, to defend them against the harms that come out of hate. The Local Law Enforcement Enhancement Act of 2001 is now a symbol that can become substance. I believe that by passing this legislation, we can change hearts and minds as well.

IN MEMORY OF STAFF SERGEANT BRIAN CODY PROSSER

Mrs. BOXER. Madam President, on December 5, three American soldiers: Staff Sergeant Brian Cody Prosser, Master Sergeant Jefferson Donald Davis, and Sergeant First Class Daniel Henry Petithory, all members of the Fifth Special Forces Group, lost their lives near Kandahar, Afghanistan. My heart goes out to their families, their loved ones, and many friends for this sudden and unexpected loss.

Cody Prosser was from Frazier Park, a small mountain community in my home State of California, where he is remembered as an idealistic young man and natural soldier, a patriot destined for military service. He was a local hero and star athlete, known for his leadership qualities on and off the football field. Cody joined the Army's Special Forces shortly after his high school graduation, and had served his country with pride and distinction for 10 years.

Staff Sergeant Prosser paid the supreme price defending liberty and justice, and his sacrifice will never be forgotten. His name joins the ranks of other members of the armed forces who bravely died for our Nation.

As America continues to respond to the horrific events of September 11, I ask my colleagues to join me in recognizing Cody Prosser's outstanding, singular service and offering our heartfelt thanks to him and the others who gave their lives in defense of the freedoms we hold so dear.

I extend my deepest condolences and the thanks of a grateful Nation to the family he left behind, his beloved wife Shawna, his brothers Mike, Reed and Jarudd Prosser, and loving parents Brian and Ingrid.

NOMINATION OF JORGE L. ARRIZURIETA

Mr. ALLEN. Madam President, I rise today in strong support of President Bush's nominee to be U.S. Alternative Executive Director to the Inter-American Development Bank, Jorge L. Arrizurieta. I ask unanimous consent that letters of support for this nomination from our colleagues, Senator GRAHAM and Senator FRIST, as well as letters of support from Governor Bush of Florida, the Undersecretary of the Treasury for International Affairs, Mr. John Taylor, and the Special Assistant to the Assistant Attorney General, Mr. Jeffrey Ross, be printed in the RECORD at the conclusion of my remarks.

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

(See Exhibit 1.)

Mr. ALLEN. Mr. Arrizurieta's background represents a strong combination of public service at the Federal, State, and local levels. Previously, Mr. Arrizurieta worked for five years as the Director of State Projects for our former colleague Senator Mack where he did an outstanding job. He was also appointed by Governor Jeb Bush of Florida to the Post Secondary Education Planning Commission, where he was elected Vice Chairman by his colleagues.

For the past eight years, Mr. Arrizurieta has been closely associated with corporate ventures of Mr. Wayne Huizenga, a southern Florida entrepreneur. As Vice President of Public Affairs for Huizenga Holdings, Mr. Arrizurieta has had the opportunity to meet and work with a broad variety of government and business leaders throughout the country and the Western Hemisphere. In this capacity he has worked on developing extensive business development outreach efforts in the Latin American and Caribbean region.

Aside from these commitments, Mr. Arrizurieta has devoted his time and effort to many charitable, community and business organizations, including the Make A Wish Foundation, the Florida Chamber of Commerce, La Liga Contra el Cancer, and the Florida FTAA, Free Trade Area of the Americas, initiative as a founding member of its Board of Directors.

Jorge Arrizurieta is the son of Cuban immigrants, is fluent in Spanish, and has a strong understanding of Latin American culture. His government affairs and community relations background will serve him well in a position where people and diplomatic skills are highly valued to advance the interests of the United States, and the efficacy of the bank as a political institution.

I would like to note that a misimpression may have been left by questions raised at Mr. Arrizurieta's nomination hearing before the Committee on Foreign Relations, regarding a bank on whose board he serves. I call my colleagues' attention to the very helpful letter of clarification from the Department of Justice which I have entered into the RECORD and which should resolve any questions that arose during the Committee hearing.

The nomination of Mr. Arrizurieta will come before the Committee on Foreign Relations soon. I urge my colleagues on the Committee to join me in voting to favorably report this nomination. Once the nomination has been reported from the Committee, I urge the Majority Leader to bring the nomination promptly before the Senate so that President Bush and the American people will have the benefit of Mr. Arrizurieta's strong background and experience on the Inter-American Development Bank.

EXHIBIT 1

U.S. SENATE,

Washington, DC, November 27, 2001.

Hon. JOSEPH R. BIDEN, Jr.,
Chairman, Senate Foreign Relations Committee,
Dirksen Building, U.S. Senate, Washington,
DC.

DEAR CHAIRMAN BIDEN: I write today to support the Administration's nominee for U.S. Alternate Executive Director to the Inter-American Development Bank, Jorge Arrizurieta, and ask that you also support this nomination.

The son of Cuban immigrants, Jorge is a fellow Floridian, and an American success story. Coupled with his fluency in Spanish and strong understanding of the Latin American culture, Jorge has a strong background in government and community relations in Florida's large Latin-American community.

Mr. Arrizurieta's work with Senator Mack was well regarded and extremely valuable to the Senator and all Floridians. At the Huizenga organization he began his work as the Director of Community Relations for the Florida Marlins Baseball Club. The team's focus on marketing to Latin America and the Caribbean allowed Mr. Arrizurieta the opportunity to meet and work with many government and business leaders in the region and assist the team in their efforts to become "The Team of the Americas."

His current duties at Huizenga Holdings include managing the government relations for its business interests as diverse as the Miami Dolphins Football Club, Pro Player Stadium, and Autonation, Inc., the largest automotive retailer in the world.

Notwithstanding these responsibilities, Mr. Arrizurieta has continued to make time to give back to his community. His unselfish devotion to the Make A Wish Foundation, his work with the Annenberg Educational

Challenge, his key role with the Florida FTAA (Free Trade Area of the Americas) effort as a member of its Board of Directors and his appointed position to the State of Florida's Post Secondary Education Planning Commission, where he was elected Vice Chairman by his colleagues, have prepared Mr. Arrizurieta very well for this important position.

Jorge Arrizurieta's proven background in community and government relations will serve him well in a position where people and diplomatic skills are highly valued to advance the partnership between the U.S. and in the Americas. I urge you to support his nomination.

Sincerely,

BOB GRAHAM,
U.S. Senator.

U.S. SENATE,
Washington, DC, December 5, 2001.

Hon. JOSEPH R. BIDEN, Jr.,
Committee on Foreign Relations, U.S. Senate,
Washington, DC.

DEAR CHAIRMAN BIDEN: I write today to support the Administration's nominee for U.S. Alternate Executive Director to the Inter-American Development Bank, Jorge Arrizurieta.

Mr. Arrizurieta is currently Vice-President of Public Affairs for Huizenga Holding, Inc., managing government relations for its business interests as diverse as The Miami Dolphins Football Club, Pro-Player Stadium, various real estate holdings, and AutoNation, Inc., the largest automotive retailer in the world.

In addition, Mr. Arrizurieta is no stranger to public service. He served as Senator Connie Mack's Director of State Projects, and was Vice-Chairman of the State of Florida's Post Secondary Education Planning Commission. Mr. Arrizurieta has always distinguished himself as an accomplished and trusted leader. His integrity and commitment to his community will serve him well.

Mr. Arrizurieta has the talents and skills required to be an effective and respected representative for the United States at the Inter-American Development Bank, and I urge your favorable consideration of him for U.S. Alternative Executive Director.

Sincerely,

BILL FRIST,
U.S. Senator.

GOVERNOR OF THE STATE OF FLORIDA,
November 30, 2001.

Hon. JOSEPH R. BIDEN, Jr.,
Chairman, Senate Foreign Relations Committee,
Dirksen Building, U.S. Senate, Washington,
DC.

DEAR CHAIRMAN BIDEN: I write today to strongly support the nomination of, Jorge Arrizurieta for US Alternate Executive Director of the InterAmerican Development Bank, and that you also support this nomination.

I have known Jorge for over 15 years. The Arrizurieta family was among the first families I came to know upon my move to Miami. I have watched Jorge for many years in a variety of political, business and community efforts. I can assure you Jorge has the ability, the integrity and dedication that will be required of him in this most important position.

Jorge's abilities and good work were very visible during his five years with Senator Connie Mack's office. For the last eight years he has been associated with Wayne Huizenga's organization in a variety of positions. From the Director of Community Re-

lations position with the Florida Marlins, to the current position where he serves as the holding company's Vice President of Public Affairs, he has always been very effective and enjoyed the respect of his peers. These positions have prepared him very well for his return to public service.

I appointed Jorge to a position on the State's Post Secondary Education Planning Commission, where his colleagues elected him Vice Chairman. Here again he served successfully and with extreme dedication. Through his role on the commission, he was very helpful to our efforts in the reorganization of the state's education system.

Jorge has all the ingredients required to do an effective job in an area where diplomatic and business skills are required in equal measure. Jorge has always made me proud of his work and commitment to our nation. I know he will serve our country very successfully and effectively. I urge you to support this excellent nomination.

Sincerely,

JEB BUSH.

DEPARTMENT OF THE TREASURY,
Washington, DC, November 27, 2001.

Hon. JOSEPH R. BIDEN, Jr.,
Chairman, Senate Foreign Relations Committee,
Dirksen Building, U.S. Senate, Washington,
DC.

DEAR CHAIRMAN BIDEN: I write today to strongly support the Administration's nominee for U.S. Alternate Executive Director to the Inter-American Development Bank, Jorge Arrizurieta, and ask that you also support this nomination.

Mr. Arrizurieta's background is a strong combination of public service and government and community relations in Florida's Latin-American community. Previously, Mr. Arrizurieta performed public service in government as the Director of State Projects for Senator Connie Mack, in which I understand his work was extremely well regarded. He was also appointed to the State of Florida Post Secondary Education Planning Commission and was elected Vice Chairman by his colleagues.

Mr. Arrizurieta was also the Director of Community Relations for the Florida Marlins Baseball Club. The team's focus on marketing to Latin America and the Caribbean allowed Mr. Arrizurieta the opportunity to meet and work with many government and business leaders in the region and assist the team in their efforts to become "The Team of the Americas." In this capacity he worked in developing extensive business development outreach efforts in the Latin American and Caribbean region.

His responsibilities at Huizenga Holdings include managing the government relations for its business interests as diverse as the Miami Dolphins Football Club, Pro Player Stadium, Autonation, Inc. (the largest automotive retailer in the world) and Alamo and National Rental Car.

Notwithstanding these commitments, Mr. Arrizurieta has donated his time and effort to our society through his devotion to many charitable, community and business organizations—including the Make A Wish Foundation and the Florida FTAA (Free Trade Area of the Americas) effort as a founding member of its Board of Directors.

To sum up, Jorge Arrizurieta is an accomplished Hispanic-American. He is the son of Cuban immigrants, is fluent in Spanish, and has a strong understanding of the Latin American culture. His proven background in government affairs and community relations will serve him well in a position where people and diplomatic skills are highly valued

to advance the interests and influence of the U.S. The Atlantic U.S. Executive Director to the Inter-American Development Bank takes policy direction from the Treasury Department, and I hope to have the opportunity to work, and achieve success with, Mr. Arrizurieta in this capacity.

If you or your staff would like to meet Mr. Arrizurieta, he is available at any time. I urge you to support this excellent nomination.

Sincerely,

JOHN B. TAYLOR,
Under Secretary for International Affairs.

U.S. DEPARTMENT OF JUSTICE,
CRIMINAL DIVISION,
Washington, DC, June 12, 1998.

Mr. JAVIER AGUIRRE,
Chairman of the Board and Chief Executive Officer,
International Finance Bank, Miami, FL.

DEAR MR. AGUIRRE: The purpose of this letter is to correct any misimpressions that might have resulted from the May 20, 1998, joint U.S. Department of the Treasury and Department of Justice press release captioned: "Operation Casablanca Continues Its Sweep: Money Laundering Case Extends to Venezuela." The press release misidentified International Finance Bank as being a Venezuelan bank. Further, the press release should be read as stating only that accounts at International Finance Bank received funds wired through the undercover operation. Neither International Finance Bank nor any of its employees were the subject of the criminal indictments returned as a result of Operation Casablanca.

We understand that, despite this fact, you are concerned over downstream news accounts suggesting or even stating that your institution or its employees were involved in the laundering of drug money through accounts in your bank. The public material released from the Justice and Treasury Departments does not indicate that your bank or any bank employee was charged with any criminal wrongdoing. I know you feel the public may reach a contrary conclusion because the name of your bank was mentioned in public documents, but I again assure you that the indictment and public statements convey nothing more than a list of the Venezuelan banks through which undercover drug funds were laundered.

Please feel free to circulate the contents of this letter as you deem appropriate.

Sincerely,

L. JEFFREY ROSS,
Special Assistant to the
Assistant Attorney General.

DEPARTMENT OF DEFENSE
APPROPRIATIONS

Mr. BINGAMAN. Madam President, Last week I offered an amendment on behalf of Senator DOMENICI and myself. It authorizes State and local transit authorities that receive Federal transit assistance to purchase transit buses through the General Services Administration. Because of GSA's limited experience with transit buses, the amendment provides for the pilot program to be managed by the Federal Transit Administration.

Currently only the Washington Metropolitan Area Transit Authority has the option to purchase buses through the General Services Administration.

The pilot program would open up that option to other public transit agencies around the country that also receive Federal transit assistance. However, the pilot program is limited only to heavy-duty transit buses and intercity coaches. The initial pilot program would end on December 31, 2003.

The General Services Administration currently offers three heavy-duty transit buses and two intercity coaches. GSA selected these suppliers as a result of competitive solicitations, and the companies had to bid attractive terms and prices in order to win those 5-year contracts.

GSA intends to expand its existing sources of simply to a full multiple-award schedule with a larger variety of vehicles and choices of optional equipment. GSA indicates this process will take 12 to 18 months. Therefore, our amendment directs GSA to complete the multiple-award schedule by December 31, 2003, and authorizes state and local transit authorities that receive Federal transit assistance to purchase heavy-duty transit buses and intercity coaches off these GSA schedules. This authority would expire on December 31, 2006.

Allowing additional public transit agencies the option to purchase these buses from GSA could result in substantial options and prices would help streamline the procurement process, which could be especially valuable to some of the smaller communities. Purchasing buses through GSA will help stretch each dollar of Federal transit funding a little bit farther.

I believe it is very important to point out that this pilot program is limited only to transit buses and intercity coaches. It has no effect on companies that supply other types of buses or vehicles, pharmaceuticals, or any other product that currently can be purchased through the General Services Administration. I believe transit buses are a unique situation. Purchases through the GSA should be allowed. There are only a few bus manufacturers in America today and most buses for public transit are purchased using Federal funds provided by the Federal Transit Administration.

Our bus manufacturers are not having an easy time. Our amendment will help expedite bus purchases by eliminating the cost of responding to myriad requests for proposals from public transit agencies. Our amendment will also help the public transit agencies by reducing the cost of preparing the requests for proposals and assessing the responses. I do believe this is a meritorious amendment. It is one I would very much like to see adopted as part of this legislation. I urge my colleagues to support it. The amendment has the support of the Federal Transit Administration, bus manufacturers, and public transit agencies across the Nation.

I ask unanimous consent that a letter from the American Public Transportation Association be printed in the RECORD.

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

AMERICAN PUBLIC TRANSPORTATION
ASSOCIATION,
Washington, DC, December 7, 2001.

Hon. JEFF BINGAMAN,
Chairman, Committee on Energy and Natural
Resources, Dirksen Senate Office Building,
Washington, DC.

DEAR MR. CHAIRMAN: I write regarding a provision the Senate is expected to take up as part of the defense appropriations bill that would allow recipients of funds under the federal transit program to purchase heavy-duty and intercity buses from the General Services Administration schedule of contracts.

The Business Member Board of Governors of the American Public Transportation Association (APTA) considered a similar provision in a meeting on Sunday, September 30, 2001. They voted in support of the measure.

Further, on December 7, 2001, APTA's Legislative Committee considered this new provision and unanimously agreed to support it. While APTA's governing body has not had an opportunity formally to consider the provision, our public transit members are supportive of measures that would simplify and standardize the federal procurement process, as this provision would do. We are particularly pleased to note that under the provision GSA, with assistance from the Federal Transit Administration, would be required to establish and publish a multiple award schedule for heavy-duty buses, which means that any heavy-duty or intercity bus manufacturer would be provided an opportunity to participate in the program.

Please have your staff contact Daniel Duff, APTA's Chief Counsel & Vice President, Government Affairs, should you have any questions about this matter. He may be reached at (202) 496-4860 or internet e-mail dduff@apta.com.

Sincerely yours,

WILLIAM W. MILLAR,
President.

D.C. FAMILY COURT REFORM

Ms. LANDRIEU. Madam President, I would like to take this opportunity to note for the record a few important points. As you may know, the fiscal year 2002 Appropriations Act for the District of Columbia, which is on its way to the President's desk as we speak, included a total of \$24 million dollars for the purpose of funding the reforms provided for under the Family Court Reform Act of 2001. As Chairman and Ranking Member of the DC Appropriations Subcommittee, Senator DEWINE and I felt very strongly that these funds were a necessary prerequisite for the kind of change we envisioned. This money was provided to the Courts with the expectation that it would be used to affect this reform in the most immediate and effective way possible. Having worked with the Courts for the better part of this past year, we are confident that they will work diligently towards implementing