

HOUSE OF REPRESENTATIVES—Thursday, December 20, 2001

The House met at 10 a.m.

The Reverend Msgr. Peter J. Vaghi, Pastor, St. Patrick Catholic Church, Washington, D.C., offered the following prayer:

Almighty God, we call upon You this cold December morning. You are Light of Lights and Light From Light. You are the Light who pierces the perennial darkness of our world, the darkness of our mind and soul, the darkness of a world at war. Because of You, O living and true God, we live, walk, and have our being. You are Emmanuel, God-with-us.

We pray to You this day that passage from the Advent prophet Isaiah: "Let justice descend, O heavens, like the dew from above, like gentle rain let the skies drop it down. Let earth open and salvation bud forth; let justice also spring up."

We pray also for peace. Peace in our world begins with peace in our hearts. And peace in our hearts comes from You, Almighty Father. Draw near to us and grant us Your peace.

Encourage us, O Lord, in this holy season in all our humble efforts carried out in Your life-giving name, O Prince of Peace and Light, Lord of Justice. Amen.

THE JOURNAL

The SPEAKER. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER. Will the gentlewoman from North Carolina (Mrs. MYRICK) come forward and lead the House in the Pledge of Allegiance.

Mrs. MYRICK led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

INTRODUCTION OF REVEREND MONSIGNOR PETER VAGHI

(Mr. FERGUSON asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. FERGUSON. Mr. Speaker, I rise today to honor Monsignor Peter Vaghi for his dedicated service to St. Patrick's Church here in Washington, D.C.

Monsignor Vaghi was born here in Washington, D.C., and attended Gonzaga College High School and the College of the Holy Cross, where he was awarded a Fulbright Scholarship to attend the University of Salzburg in Austria.

Returning home to America, he went on to get his juris doctor at the University of Virginia Law School and worked in Washington, D.C., before he answered a calling to the priesthood and attended the Gregorian University in Rome, Italy.

Monsignor Vaghi was ordained a Catholic priest on June 29, 1985, and designated a "Prelate of Honor" by Pope John Paul II on November 13, 1995.

Mr. Speaker, it is my privilege to welcome Monsignor Vaghi to this

House. He is not only a family friend, but he also gave my wife Maureen and me the honor of officiating at our wedding in 1996. I thank him for being here today. His presence and his blessing on this House and on our work here means so very much to me and to every Member of this body.

WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 3338, DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2002

Mrs. MYRICK. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 324 and ask for its immediate consideration.

The Clerk read the resolution as follows:

H. RES. 324

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 3338) making appropriations for the Department of Defense for the fiscal year ending September 30, 2002, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

The SPEAKER pro tempore (Mr. CAMP). The gentlewoman from North Carolina (Mrs. MYRICK) is recognized for 1 hour.

Mrs. MYRICK. Mr. Speaker, for purposes of debate only, I yield the customary 30 minutes to the gentleman from Texas (Mr. FROST), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

NOTICE—DECEMBER 20, 2001

A final issue of the Congressional Record for the 107th Congress, 1st Session, will be published on January 3, 2002, in order to permit Members to revise and extend their remarks.

All material for insertion must be signed by the Member and delivered to the office of the Official Reporters of Debates, Room 1718, Longworth House Office Building by noon January 3, 2002. The House Office of the Official Reporters will be open in 1718 Longworth House Office Building, December 26, 27, 28 and January 2 and 3 between the hours of 9:00 a.m. and 6:00 p.m. The final issue will be dated January 3, 2002, and will be delivered on Friday, January 4, 2002.

None of the material printed in the final issue of the Congressional Record may contain subject matter, or relate to any event that occurred after the sine die date.

Members of Congress desiring to purchase reprints of material submitted for inclusion in the Congressional Record may do so by contacting the Congressional Printing Management Division, at the Government Printing Office, on 512-0224, between the hours of 8:00 a.m. and 4:00 p.m. daily.

By order of the Joint Committee on Printing.

MARK DAYTON, *Chairman*.

☐ This symbol represents the time of day during the House proceedings, e.g., ☐ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.

Mr. Speaker, yesterday, the Committee on Rules met and granted a normal conference report rule for H.R. 3338, the Fiscal Year 2002 Department of Defense Appropriations Act.

The rule waives all points of order against the conference report and against its consideration. In addition, the rule provides that the conference report shall be considered as read.

Mr. Speaker, this should not be a controversial rule. It is the type of rule we grant for every conference report we consider in the House. The gentleman from Texas (Mr. FROST), who is managing this rule for the minority, understands the importance of a strong national defense, and I am sure I do not need to convince him or anyone else that this bill is important, now more than ever before.

At a time when we are facing terrorism at home and engaged in combat abroad, we need to give our government the tools to defend us overseas and at home. This bill does just that. It provides our military with \$317 billion in much-needed support, including a 4.6 percent pay raise; and the supplemental portion of the bill will bolster our fight against terrorism by providing much-needed funding for border patrols, port security, bioterrorism prevention, and the FBI.

Lastly, Mr. Speaker, this bill contains our strong support for the people of New York by providing another \$8.2 billion in disaster assistance, including \$2 billion in community development block grants.

Mr. Speaker, we are about to go home for the holidays and after the events of this fall, I cannot think of a better thing to do before we leave town than to provide for our armed forces, for our fight against terrorism, and for the victims of September 11.

Mr. Speaker, I reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, as we speak, the brave men and women of the U.S. military are halfway around the world waging and winning the war on terrorism. Their courage and professionalism are a fitting tribute to the strength and unity of the United States of America.

Meanwhile, here at home, domestic security has become our top priority, and thanks to the funding priorities in this conference report, America will now be better prepared to prevent, defend against, and recover from any future terrorist attacks.

I am very pleased that the conference report more closely reflects Democratic priorities on homeland defense than was provided in the House-passed bill. Specifically, it provides more funding for nuclear, border, port, aviation and bioterrorism priorities. On bioterrorism alone, Democrats were able to secure \$2.5 billion, \$1 billion more than the President requested.

While additional funding will be necessary to fully address other domestic security needs, this conference report is a good start.

Mr. Speaker, here in Congress, there has always been strong bipartisan support for America's armed forces. The history of this defense appropriations bill reflects that fact.

Last month, the House Committee on Appropriations reported its original version of H.R. 3338, and the full House passed it by a vote of 406 to 20. I am confident that another large bipartisan majority will pass this conference report today. That is because Democrats and Republicans are strongly committed to America's national defense and to a first-rate military that carries it out. As the President said yesterday in addressing House Democrats, security of the United States is not a partisan issue.

Mr. Speaker, this is a good conference report, and I support it. I would like to commend the gentleman from Florida (Chairman YOUNG); the gentleman from Wisconsin (Mr. OBEY), the ranking Democrat; the gentleman from California (Chairman LEWIS); and the gentleman from Pennsylvania (Mr. MURTHA), the ranking Democrat on the subcommittee, for the tremendous job they have done to support America's troops and to protect Americans here at home.

This conference report provides \$478 million to combat chemical and biological attacks against the military and \$404 million for the Nunn-Lugar nuclear nonproliferation program. It provides for a significant military pay raise and for substantial increases in critical readiness accounts; and it strengthens research for tomorrow's weapons and equipment while providing the weapons and equipment the U.S. military needs today.

Mr. Speaker, I am especially pleased by the substantial quality-of-life improvements funded by this conference report. It includes funding for a significant pay raise of between 5 and 10 percent for every member of the military. And to boost critical midlevel personnel retention, much of the pay raise will be directed towards junior officers. It also significantly increases funding for health benefits for service members and their families.

I am also pleased that this conference report continues to fund the wide range of weapons programs that ensure our military's superiority throughout the world. For instance, it includes more than \$2.6 billion for the initial production of 13 of the F-22 Raptor aircraft, the next-generation air dominance fighter for the Air Force. The conference report also provides \$882 million for research and development for this aircraft.

Additionally, Mr. Speaker, the conference report provides \$1.5 billion for continued development of the Joint

Strike Fighter, the high-technology multirole fighter of the future for the Air Force, the Navy, and the Marines. It also includes \$1.04 billion for procurement of 11 MV-22 Osprey aircraft.

Mr. Speaker, all of these aircraft are important components in our national arsenal, and moving forward on the research and production sends a clear signal that the United States has no intention of relinquishing our air superiority.

The first duty of the Congress, Mr. Speaker, is to provide for the national defense and the men and women who protect it. This conference report does a great deal to improve military readiness and to improve the quality of life for our men and women in uniform as well as their families. It is a good first step at providing the needed funding to ensure that attacks like those that occurred on September 11 will never happen again.

Mr. Speaker, I wish we could have done more, but Republican leaders insisted that many homeland security priorities wait until next year. I hope they will allow us to address the remaining priorities as soon as possible.

Mr. Speaker, I urge the adoption of this rule and of this conference report.

Mr. Speaker, I reserve the balance of my time.

Mrs. MYRICK. Mr. Speaker, I reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield 5 minutes to the gentleman from Wisconsin (Mr. OBEY), the ranking member of the Committee on Appropriations.

Mr. OBEY. Mr. Speaker, there are two provisions in this bill which I think are of note. One is a bad provision which is here because of OMB, and the other is a good provision in the bill which is here despite OMB.

This country has a serious need to purchase additional tankers. This bill does that. It meets our national responsibility in doing so. But because OMB would prefer to keep a pretty set of books, rather than saving the taxpayers money, it will cost us significantly more to lease those tankers than it would to buy them. That is unfortunate, but it was the only choice the committee was left with because OMB appears to be more concerned with accounting niceties than it is with fiscal realities or cost realities. And I think people need to understand that that regretful result is not the fault of the committee.

I would hope that OMB in the future would recognize the need to allow reality to occasionally interfere with their philosophical biases.

Second, as was indicated by the gentleman from Texas (Mr. FROST), we do have \$2.8 billion in this bill above the House bill for homeland security items. After the tragic events of September 11, on a bipartisan basis the gentleman from Florida (Mr. YOUNG) and I tried to put together a list of the actions that

both sides of the aisle thought were necessary in order to improve the homeland security of the United States.

That process was rudely interrupted, to say the least, by OMB, who informed us in rather blunt terms that they had all the wisdom, that they did not need to provide any additional funding, and that we could put a "Wait 'Til Next Year" sign on our homeland security needs.

Mr. Speaker, I am pleased to say that despite that resistance, the conferees brought back to this House a bill which contains crucial items that will increase the security of this country at home. I want to congratulate Senators BYRD and STEVENS and the gentleman from Florida (Chairman YOUNG) and the gentleman from California (Chairman LEWIS) for helping to see to it that

rationality prevailed over stubbornness. As a result, we have \$664 million in this bill that was not contained in the House bill to protect the country against bioterrorist attacks; we have \$50 million more in this bill to provide for cockpit security; we have law enforcement additions to the bill of over \$407 million, including \$208 million for the FBI so that they will be able to modernize their computer system by this coming summer, rather than having to wait until the year 2004.

Right now the FBI has a large number of computers that cannot even send pictures of potential terrorists to other FBI terminals because they do not have the adequate computer capacity. This bill fixes that.

The most crucial item of all is keeping weapons of mass destruction away from terrorists. We wound up with \$382

million in additional funding in this bill above the amount that was originally in the House bill. We have \$120 million of additional funding to secure nuclear material in the former Soviet Union so it does not fall into terrorists' hands.

The bill provides \$383 million for increased security for our Nation's ports and for our border, especially the Canadian border. For food safety, it increases the percentage of imported food subject to inspection from the present 1 percent to 10 percent, as we have been asking all along.

It contains a number of other items which I will insert in the record.

Mr. Speaker, I insert the table in the RECORD at this point.

CONFERENCE ADDITIONS TO THE HOUSE BILL FOR DOMESTIC SECURITY
(in millions of dollars)

	House	Conference	Conference over House
Protecting Against Bioterrorism			
Upgrading State & Local Health Departments & Hospitals	593	1,000	407
Expanding CDC Support of State and Local Health Departments	50	100	50
Accelerating Research on Biohazards, Detection and Treatment	100	93	-7
Bio Safety Laboratories at NIH and Fort Detrick, MD	0	71	71
Vaccine and Drug stockpiles	1,103	1,105	2
Other Bioterrorism Requirements	110	56	-54
Total	1,956	2,425	469
Securing the Mail			
Procurement of Sanitation Equipment for Postal Service	0	500	500
Airport and Airline Safety			
Federal Assistance for Mandated Security Upgrades at Airports	0	175	175
Increased Sky Marshals and Sky Marshal Training	288	155	-133
Cockpit Door Security & Explosive Detection Equipment	159	209	50
Innovations in Airport Security	90	50	-40
Total	537	589	52
Law Enforcement			
FBI Case Management Computer System (Trilogy)	105	237	132
FBI Data Backup and Warehousing	0	56	56
FBI Cybersecurity, Transportation and Other	434	452	18
Other Justice Department Law Enforcement	106	80	-26
Law Enforcement Assistance (Olympics)	17	17	0
Law Enforcement Assistance (National Capital Area)	25	234	209
Federal Law Enforcement Training Center	14	32	18
Secret Service, IRS etc.	236	236	0
Total	937	1,344	407
Keeping Weapons of Mass Destruction Away from Terrorists			
Improved Security at 4 DoD Sites Storing Tons of Chemical Weapons	35	35	0
Improved Security for Nuclear Weapons Activities	88	131	43
Improved Security for U.S. commercial/research nuclear reactors (NRC)	0	36	36
Nuclear Non Proliferation Assistance for Russia	0	148	148
Security of Russian Nuclear and Biological Scientists	0	0	0
Nuclear, Chemical and Biological Detection	18	78	60
Improved Security at Nuclear Cleanup Sites	8	8	0
Energy Intelligence	4	4	0
CDC Oversight and Training for Labs Handling Dangerous Pathogens	0	10	10
Improved Security at Fort Detrick, MD	9	9	0
Improved Security at CDC, NIH, FDA and USDA Research Facilities	58	143	85
Total	220	602	382
Immigration, Port and Border Security			
Additional Customs Agents for Canadian Border and seaports	160	246	86
Machine Readable Visa Machines at All U.S. Consulates	0	0	0
Immigration Inspectors, Border Patrol & Related Equipment	410	450	40
Adequate INS Detention & Admin. Facilities at U.S. Border Crossings	0	100	100
Full Annual Cost of Expanding Coast Guard by 640 positions	145	209	64
Federal Grants for Port Security Assessments and Enhancements	0	93	93
Total	715	1,098	383
Train and Bus Security			
Federal Grants for Enhancing Security of Rail and Bus Travel	0	100	100
Food and Water Safety			
Expand FDA Inspections to Cover 10% of All Food Imports	61	97	36
Increase in FDA Emergency Operations and Investigations Staff	0	0	0
Assessment and Enhancement of Security for Drinking Water	115	80	-35
Total	176	177	1
Security of Government Buildings and Facilities			
Security Upgrades for Supreme Court and Other Federal Courthouses	32	93	61
Security Upgrades for Federal Buildings and Facilities	182	248	66
Increased Security for Federal Museums, Parks and Monuments	81	81	0
Security Upgrades for National Water Infrastructure	169	169	0
Security Measures for White House and Congress	306	306	0
Security Upgrades for U.S. Military Facilities	105	104	-1
Total	875	1,001	126
Security for Schools and Colleges			
Grants for Assessments and Emergency Response Planning	0	0	0

CONFERENCE ADDITIONS TO THE HOUSE BILL FOR DOMESTIC SECURITY—Continued

(in millions of dollars)

	House	Conference	Conference over House
Other Security			
Counterterrorism Assistance for State and Local First Responders	400	400	0
Grants for Firefighters	0	210	210

Mr. OBEY. Mr. Speaker, I simply want to say that I think what this bill demonstrates is that when committees are allowed to work in a substantive way, casting aside ideology or political views, the result is good for the country, and it is good for this institution, and I congratulate all of those involved.

Mrs. MYRICK. Mr. Speaker, I would inquire of the gentleman from Texas (Mr. FROST) if he has any other speakers.

Mr. FROST. Mr. Speaker, we have no more speakers.

Mr. Speaker, I urge adoption of the rule, and I yield back the balance of my time.

Mrs. MYRICK. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The resolution was agreed to.

A motion to reconsider was laid on the table.

PROVIDING FOR CONSIDERATION OF H.J. RES. 79, FURTHER CONTINUING APPROPRIATIONS FOR FISCAL YEAR 2002

Mr. LINDER. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 323 and ask for its immediate consideration.

The Clerk read the resolution as follows:

H. RES. 323

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the joint resolution (H.J. Res. 79) making further continuing appropriations for the fiscal year 2002, and for other purposes. The joint resolution shall be considered as read for amendment. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except: (1) one hour of debate on the joint resolution equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit.

The SPEAKER pro tempore. The gentleman from Georgia (Mr. LINDER) is recognized for 1 hour.

Mr. LINDER. Mr. Speaker, for purposes of debate only, I yield the customary 30 minutes to the gentlewoman from New York (Ms. SLAUGHTER), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

Mr. Speaker, H. Res. 323 is a closed rule providing for the consideration of

H.J. Res. 79, which is a continuing resolution that makes further appropriations for fiscal year 2002.

The rule provides for 1 hour of debate in the House equally divided and controlled by the Chairman and Ranking Minority Member of the Committee on Appropriations. The rule waives all points of order against consideration and provides for one motion to recommit.

Mr. Speaker, as we approach the end of this year's session, I urge my colleagues to join me in supporting this rule so that we may proceed to consideration on the underlying continuing resolution.

Mr. Speaker, I reserve the balance of my time.

Ms. SLAUGHTER. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, this rule makes in order the consideration of H.J. Res. 79. H.J. Res. 79 is a continuing resolution which will be in effect from December 21, 2001, to January 10, 2002.

This is a simple housekeeping matter, Mr. Speaker, and merely ensures that should the Senate be unable to complete its work, or if the President has not signed the remaining bills sent to him, the funding will be in place for those departments and agencies.

This is a noncontroversial matter, and I urge adoption of this resolution.

Mr. Speaker, I yield back the balance of my time.

Mr. LINDER. Mr. Speaker, I yield back the balance of my time, and I move the previous question.

The previous question was ordered.

The resolution was agreed to.

A motion to reconsider was laid on the table.

PROVIDING FOR CONSIDERATION OF H. RES. 322, APPOINTING DAY FOR THE CONVENING OF THE SECOND SESSION OF THE 107TH CONGRESS

Mr. HASTINGS of Washington. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 322 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 322

Resolved, That upon the adoption of this resolution it shall be in order to consider in the House a joint resolution appointing the day for the convening of the second session of the One Hundred Seventh Congress. The joint resolution shall be considered as read for amendment. The previous question shall

be considered as ordered on the joint resolution to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the Majority Leader and the Minority Leader or their designees; and (2) one motion to recommit.

The SPEAKER pro tempore. The gentleman from Washington (Mr. HASTINGS) is recognized for 1 hour.

Mr. HASTINGS of Washington. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Texas (Mr. FROST), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

Mr. Speaker, House Resolution 322 is a closed rule providing for consideration of a joint resolution appointing the day for the convening of the second session of the 107th Congress. The joint resolution shall be considered as read for amendment.

The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except: (1) 1 hour of debate, equally divided and controlled by the Majority Leader and the Minority Leader or their designees; and (2) one motion to recommit.

Mr. Speaker, we had hoped to bring this resolution to the floor under unanimous consent agreement, but were unable to secure such an agreement. Accordingly, in the interest of completing the work of the House as expeditiously as possible, I encourage my colleagues to support both this rule and the resolution that it makes in order.

Mr. Speaker, I reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, this rule makes in order a joint resolution which sets the date for convening of the second session of the 107th Congress as January 23, 2002. This is a totally noncontroversial rule and joint resolution, and I urge adoption of both.

Mr. Speaker, I yield back the balance of my time.

Mr. HASTINGS of Washington. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The resolution was agreed to.

A motion to reconsider was laid on the table.

GENERAL LEAVE

Mr. LEWIS of California. Mr. Speaker, I ask unanimous consent that all