

Senate reassembled when called to order by the Presiding Officer (Mr. COVERDELL).

The PRESIDING OFFICER. The Chair, in his capacity as a Senator from the State of Georgia, suggests the absence of a quorum. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. BYRD. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. DEWINE). Without objection, it is so ordered.

MOVED BY TRIBUTE TO SENATOR JOHN C. STENNIS

Mr. BYRD. Mr. President, recently I received a letter from a Dr. Wayne M. Miller of Killeen, Texas. The letter was in reference to my recent eulogy for the late and beloved Senator John Cornelius Stennis.

Dr. Miller wrote that he was deeply moved by the tribute, so much so that he sat down and composed a poem after hearing it. I call attention to the letter and to the poem enclosed with it because it demonstrates not only the sensitivity and talent of the writer, but also the power and the passion which words can evoke.

In these days of often destructive, rude, and even dangerous rhetoric, let us stop and reflect on the tremendous power of our words.

Such reflection may help those of us in public life and in the media to strive to use our voices to inspire rather than to enflame.

Mr. President, I ask unanimous consent that Dr. Wayne M. Miller's letter and poem be printed in the RECORD.

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

KILLEEN, TX.
April 27, 1995.

U.S. Senator ROBERT C. BYRD,
Hart Senate Office Building,
Washington, DC.

DEAR SENATOR BYRD, when I tuned in to a C-Span telecast last night, I caught the latter part of your eloquent tribute to the late Senator Stennis. It was truly one of the greatest speeches I have ever heard. To be sure, it had the two basic ingredients of a great speech: substantive thinking, and rhetorical skills to effectively express it.

Although I am not a West Virginian, I have admired your accomplishments and the stature of your leadership. I was reared just eighty miles north of Wheeling, in a small town of Harmony, Pennsylvania. After serving as chaplain in the Air Force, I became a field director for American Red Cross—and am now retired with that organization. For the past sixteen years I have been teaching composition and rhetoric at Central Texas College.

Would it be possible to have a copy of your outstanding speech? I would be ever so grateful!

I am so happy that we still have statesmen of your caliber in our nation's capital. I am enclosing a poem which I wrote after listening to you on television. It reflects, in some

small measure, my responsiveness to your deeply, moving words.

Respectfully,

WAYNE M. MILLER.

Enclosure.

To the Honorable Mr. Byrd, Distinguished U.S. Senator from the State of West Virginia, after hearing the stirring tribute delivered on the floor of Congress for the late Senator John Stennis of Mississippi (1901-1995):

Your well selected words, like highly polished marble

(Uniquely Mr. Byrd's!)

Were fitted in a pyramid of architectural marvel—

Arousing such a sentiment in the shaping of your thoughts

Keen emotions were unharnessed from what common birth allots

And, untouted, undergirds

The daily warp and woof of our fabric of existence.

You talked about our too brief pilgrimage,

And you pricked our unsuspecting Achilles Heel

When you sharpened our awareness of fragility

That stamps the mold of our mortality—

And your sobering reflection of the little bird

That fluttered through the crack from the raging storm

Into the blinding light of the banquet hall,

And then, so very soon, fluttered out again—

Demonstrated our fitful wandering,

Our groping sightlessness, our straining stammering,

Our hurried exit from the ever-blinding light

Of the babbling banquet hall and "much ado about nothing."

You addressed so poignantly the human predicament

In the never ending journey "east of Eden"—

Never ending, that is,

Until that special day of reckoning

When all our shattered dreams, our broken vows . . .

Will have their consummation

In all-glorious transformation

From the ugly to the beautiful

And the painful to the joyful

Where there will be no night,

No parting and no sorrow.

You led us like thirsting sheep

To the oasis of our being—

The wells of spiritual refreshment

Where first we saw the mirroring of our impoverished selves

And then experienced the waters that revive us

And show us the way of day.

You showed us what we are—

And what we can become

In the "long journey into night"

While we suffer in our little rooms,

Waiting for the fateful end—

To be transposed by the Great Composer

From our dischords into harmonies,

Rejoicing with the Children of the Light.

WAYNE MEREDITH MILLER,
1995 Nominee for Poet of the Year.

Mr. BYRD. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. DOLE. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

TRIBUTE TO NAOMI NOVER

Mr. DOLE. Mr. President, on April 22, the Washington journalism community lost one of its most enduring figures. For decades, Naomi Nover was a distinctive presence on Capitol Hill and at the White House, often claiming a front-row seat at Presidential news conferences. Known for her perseverance and her determination to continue her passion for journalism, Naomi fell ill last month while renewing her Senate press credentials. It was the first day for gallery members to renew their press cards, and as usual, Naomi was one of the first in line.

A native of Buffalo, NY, she and her husband Barney moved to Washington in 1936. After receiving a masters degree from George Washington University, she worked with her husband for the Denver Post, wrote a column called "Washington Dateline," produced a radio program called "Views and Interviews," and when Barney Nover retired from the Denver Post in 1971, Naomi cofounded the Nover News Bureau. After her husband passed away in 1973, Naomi established a journalism prize in his memory, the Barnet Nover Memorial Award, given for journalistic excellence at the annual White House Correspondents Association dinner.

Naomi's perseverance was legendary. Sam Donaldson tells an admiring story about the time Naomi was hit by a truck while crossing Pennsylvania Avenue. "The vehicle was almost totalled," Donaldson says. "She walked away without a scratch." President Clinton called her "years of dedication to her craft and her efforts to cover events * * * a lesson to us all in hard work and the persistence of the human spirit."

Mr. President, I know all my colleagues join me in sending our warmest condolences to Naomi's friends and family.

ORDER OF PROCEDURE

Mr. DOLE. Mr. President, I say for the benefit of my colleagues and others who would probably like to get out of here, we are waiting for an amendment to be drafted. It is almost complete. Upon completion, it will be sent to the desk. Then there will be a cloture petition filed, and we will be able to leave for the day.

It should not be long. I am told 15 or 20 minutes.

THE STAKES IN LEGAL REFORM

Mr. DOLE. Mr. President, as we continue the legal reform debate, I think it is important to take a few minutes and focus on what is and is not at stake here.

What is at stake is whether we are going to continue with a legal system that is too costly, too long, and too unfair. What is at stake is whether the

powerful trial lawyers lobby will continue to protect their privileges through irresponsible scare tactics.

Because, let Members be clear, the last week has demonstrated not only that the American people—over 83 percent—want reform; a majority of the Senate wants reform too.

Only President Clinton and his trial lawyer allies defend the status quo.

What they will not do, however, is engage in a debate on the merits. I was disappointed to see President Clinton parrot the standard trial lawyer line that legal reform protected “drunk drivers, murderers, rapists, and abusers of women and children.”

Mr. President, I have been here awhile, but I must say that I rarely have seen such an offensive twisting of the truth. President Clinton knows better and he should be ashamed of engaging in such tactics.

The truth is that we have State and Federal criminal codes to deal with these people. The real irony that is apparently lost on President Clinton is that those same criminal codes generally contain—in addition to prison terms—fines and penalties that are typically \$5,000 or \$10,000 for serious felonies.

Those criminal fines are only a very small fraction of the multimillion-dollar punitive damage award. So why is President Clinton not attacking the criminal code for protecting criminals? Why have his crime proposals not ever addressed this issue?

Because this is about politics, not policy. Our legal reforms focus on the civil code, not the criminal code. President Clinton knows that.

But President Clinton also knows who raised millions of dollars for him in 1992—the trial lawyers. And he knows who raised \$25 million for Democrat House and Senate candidates between 1989 and 1994—the trial lawyers.

Think about it. There is a lot talk of special interests in this town, but no single-issue group comes anywhere close to bringing this much money to bear on Federal campaigns. And no other group is so generous and so exclusively for the party of President Clinton.

So, despite the evidence that there is bipartisan support for these reports—and expanding them so that every American can benefit—when the chips were down, the trial lawyers and President Clinton started trying to scare the American people.

And yesterday, that tactic worked. Only two Democrats voted for reform. But this tactic will fail in the end. I am proud that we are trying to pass legal reform that benefits as many Americans as possible. I will continue to work for reforms that help small businesses, and volunteer and charitable organizations.

I believe the American people see past the irresponsible rhetoric. They know we are continuing to fight for their interests.

But the reality, Mr. President, is that we cannot bring this debate to a close without bipartisan support. Forty-five Republicans did their part. Reform will not happen unless the Democrats put the interests of the American people ahead of the interests of the trial lawyers and their huge financial stake in the Democrat Party.

I plan to bring this bill to a vote again on Monday or Tuesday. The American people need and deserve these reforms, and I for one do not intend to allow scare tactics to deter us from our responsibility to pass a legal reform package.

We hope to bring this bill to a vote. We think the American people want Members to vote. We believe there is still a possibility because there is some bipartisan support. We will have to have 60 votes. That is what happens in this place. We need 60 votes to shut off debate, so we can pass even a narrowed product liability bill.

We believe it is a big step in the right direction and I hope we will have the bipartisan support that Senator ROCKEFELLER from West Virginia and Senator GORTON from Washington have been working for, for the past 2 weeks.

Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. DASCHLE. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

MORNING BUSINESS

Mr. DASCHLE. Mr. President, I ask unanimous consent that there now be a period for morning business.

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

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Thomas, 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 Committee on Governmental Affairs.

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

MEASURES READ THE FIRST TIME

The following bill was read the first time:

S. 761. A bill to improve the ability of the United States to respond to the international terrorist threat.

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-864. A communication from the Secretary of Housing and Urban Development's Designee to the Federal Housing Finance Board, transmitting, pursuant to law, a report under the Inspector General Act; to the Committee on Banking, Housing, and Urban Affairs.

EC-865. A communication from the Assistant Secretary of State (Legislative Affairs), transmitting, pursuant to law, the report of a Presidential Determination relative to the People's Republic of China; to the Committee on Banking, Housing and Urban Affairs.

EC-866. A communication from the President and Chairman of the Export-Import Bank, transmitting, pursuant to law, a report relative to transaction involving exports to Chile; to the Committee on Banking, Housing, and Urban Affairs.

EC-867. A communication from Chairman of the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of the study on the impact of the payment of interest on reserves; to the Committee on Banking, Housing, and Urban Affairs.

EC-868. A communication from the Secretary of Transportation, transmitting, pursuant to law, the interim report on the Commercial Vehicle Information System feasibility study; to the Committee on Commerce, Science, and Transportation.

EC-869. A communication from the Secretary of Energy, transmitting, pursuant to law, the report for the Strategic Petroleum Reserve for the period October 1 through December 31, 1994; to the Committee on Energy and Natural Resources.

EC-870. A communication from the Director of the Federal Emergency Management Agency, transmitting, pursuant to law, notice relative to the Stafford Act; to the Committee on Environment and Public Works.

EC-871. A communication from the Chairman of the U.S. International Trade Commission, transmitting, a draft of proposed legislation to provide authorization of appropriations for the U.S. International Trade Commission for fiscal year 1997; to the Committee on Finance.

EC-872. A communication from the Secretary of Transportation, transmitting, a draft of proposed legislation entitled “The U.S. Air Traffic Service Corporation Act”; to the Committee on Finance.

EC-873. A communication from the Comptroller General of the United States, transmitting, pursuant to law, the report of a revised deferral and two revised rescission proposals; referred jointly, pursuant to the order of January 30, 1975, as modified by the order of April 11, 1986, to the Committee on Appropriations, to the Committee on the Budget, to the Committee on Finance, to the Committee on Labor and Human Resources, and to the Committee on Environment and Public Works.

EC-874. A communication from the Secretary of Transportation, transmitting, pursuant to law, the report of the activities relating to the Deepwater Port Act for fiscal year 1994; referred jointly, pursuant to 33 U.S.C. 1519, to the Committee on Commerce, Science, and Transportation, to the Committee on Energy and Natural Resources, and to the Committee on Environment and Public Works.

EC-875. A communication from the Director of the Office of Management and Budget,