

unlawful for franchise companies to sell franchises and distributorships, and then take back those franchises without fair compensation.

Franchises employ more than 8 million people nationwide, and account for more than 35 percent of U.S. retail sales. Current trends suggest this explosion will continue, providing a certain urgency to our cause to correct inequities and unfair trade practices sooner, rather than later.

Many issues deserve exploration such as proper disclosure by franchisors and parent companies. Our basic goal, however, should be to prevent unfair practices that do not properly recognize or compensate for the equity ownership rights that many franchisees and distributors have in their franchises, and ultimately devalue franchising as a successful way of conducting business.

#### TRIBUTE TO DR. O.C. SMITH

### HON. JULIAN C. DIXON

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Thursday, March 20, 1997

Mr. DIXON. Mr. Speaker, on Saturday, April 19, the men's club of the City of Angeles Church will sponsor a roast of church pastor, Dr. O.C. Smith. Dr. Smith, better known to many as the multiple Grammy nominee and singer of the million seller standard, "Little Green Apples," is the founder of the City of Angeles Church of Religious Science. In recognition of his numerous contributions to the church and to the Los Angeles community, and in appreciation of his lasting contributions to the music industry, I am pleased to have this opportunity to recognize Dr. Smith today.

Prior to embarking on his legendary musical career, O.C. attended and graduated from Southern University in Baton Rouge, LA, earning a degree in psychology. Following graduation, he entered the U.S. Air Force and Special Services, where as an entertainer he toured bases all over the world. Looking to break into the music business after his tour with the Air Force had ended, O.C. settled in New York City. During the winter months, he made the rounds in many of the small clubs in the city, giving nightly performances. In the summer months, he would travel to the renowned "Borsch Belt" hotels in the Catskills, where he entertained audiences with some of his most soulful hits.

O.C.'s big break occurred when he learned that the great Count Basie was looking for a replacement for the legendary Joe Williams. O.C. was selected and for the next 3 years, he toured with the "Count" developing a huge, loyal following throughout the United States. He left Basie's orchestra to pursue a solo career and struck gold with his memorable hits of "Little Green Apples," "Hickory Holler's Tramp," and "Daddy's Little Man." He sang the theme song from the motion pictures, "The Learning Tree," and "Shaft's Big Score." Other well known hits of his include "Help Me Make It Through the Night," "For the Good Times," "That's Life," "Don't Misunderstand," "Dreams Come True," and "What 'Cha Gonna Do."

Several years into his highly successful musical career, Dr. Smith opted to redirect his career focus to the ministry. He felt a great need

to assist humanity and with his background in psychology, determined that the ministry would be the perfect place to impact the lives of his fellow brothers and sisters. After years of studying the ministry, he emerged to found the City of Angeles Church of Religious Science in 1985. Shortly thereafter, he founded the Children's Charities and Scholarship Foundation, thereby fulfilling a lifetime commitment to creating a viable organization dedicated to helping children. In the ensuing years, the church and its foundation have made innumerable contributions to the Los Angeles community.

Dr. O.C., as he is affectionately known by his congregation, continues to give concert performances and ministers to people throughout the world. Because of his commitment to humankind, he serves as a perfect role model for individuals—both young and old. I am proud to have this opportunity to commend him for his distinguished contributions to our society, and on behalf of the citizens of the 32d Congressional District, I salute him and wish him many more years of sweet, soulful music and fellowship as he continues to provide outstanding leadership as the spiritual head of the City of Angeles Church of Religious Science.

#### COMPREHENSIVE HIV PREVENTION ACT OF 1997

### HON. CONSTANCE A. MORELLA

OF MARYLAND

IN THE HOUSE OF REPRESENTATIVES

Thursday, March 20, 1997

Mrs. MORELLA. Mr. Speaker, today I am introducing legislation, along with Congresswoman NANCY PELOSI and more than 100 of our colleagues, to provide a comprehensive approach to HIV prevention.

Our country faces 40,000 new HIV infections each year. The HIV epidemic is leaving no population untouched, and it is spreading particularly rapidly among our young people, women, and people of color. Women are the fastest growing group of people with HIV; AIDS is the third leading cause of death in women ages 25 to 44. Low-income women and women of color are being hit the hardest by this epidemic. African-American and Latina women represent 75 percent of all U.S. women diagnosed with AIDS.

Our bill authorizes funding for family planning providers, community health centers, substance abuse treatment programs, and other providers who already serve low-income women, to provide community-based HIV programs. These provisions were part of my women and AIDS prevention bill from the last Congress. Our bill also creates a new program to address concerns about HIV for rape victims.

The legislation also authorizes programs to build on the HIV Prevention Community Planning Process implemented by the Centers for Disease Control and Prevention in 1994. Similar provisions were included in previous legislation introduced by Congresswoman PELOSI, who worked to reform the CDC prevention programs and to develop the community planning process. This process has ensured that States and local health departments, in partnership with community planning groups, make the decisions on how best to target their

prevention dollars. The epidemic varies from State to State, and from locality to locality. What works best to prevent HIV infections in San Francisco may not be what is most effective in Baltimore. This local approach is consistent with efforts to place decisionmaking in the hands of states and localities, rather than pursuing a one-size-fits-all solution.

In my work focusing on the needs of women in the HIV epidemic, the effectiveness of community-based prevention programs has been demonstrated time and time again. Providers with a history of service to women's communities understand that prevention efforts must acknowledge and respond to the issues of low self-esteem, economic dependency, fear of domestic violence, and other factors which are barriers to empowering women.

Our bill is a comprehensive approach to HIV prevention. I urge my colleagues to join us as cosponsors of this important legislation.

#### HONORING JOSIE POITIER FOR 39 YEARS OF OUTSTANDING AND CONTINUED SERVICE TO THE COMMUNITIES WITHIN DADE COUNTY

### HON. CARRIE P. MEEK

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

Thursday, March 20, 1997

Mrs. MEEK of Florida. Mr. Speaker, it is my pleasure to recognize Josie Poitier, from Liberty City, who has contributed greatly to the communities of my district. For 39 years, Ms. Poitier has volunteered her time, effort, and hard work creating many programs that have helped unite the community. She is an outstanding individual who has generated respect, helped shape community pride, and manifested hope that was once lost.

The Miami Herald recognized Josie Poitier in an article titled "Building Bridges Between Communities," published January 20, 1997, which commemorated her honorable civic service. I would like to submit a portion of this inspiring article for the RECORD.

"Every morning," says Josie Poitier, "I go outside to pick up my paper and I look up at the sky and pray, 'Lord, let me help somebody today.'"

For the last 39 years, Poitier has found plenty of people to help—from senior citizens who had never been on an airplane until she took them to the Bahamas, to the people from a myriad of heritages she invites to her now famous Good Friday/Passover brunch to share in a spirit of community.

And that's only two of the projects of her page-long list that includes: coordinating a holiday turkey meal for the elderly at St. Mary's Towers, pulling together an anti-drug workshop for 18 inner city schools, making sure her neighborhood's lights are all working properly and promoting scholarships and a college education for black youth.

Ask her why she does it, why she runs so hard, and Poitier will tell you it's because the elderly are lonely and their children are too busy to visit, and because, in South Florida, there's a need to build "a bridge between people."

"This opened a lot of avenues," she says of the brunch that started at her Liberty City home 11 years ago and has grown to 200 people who gather at Holy Redeemer Catholic Church. "Everyone comes together as one, like a family."

Poitier, 52, a volunteer specialist with the Miami Police Department, plunged into activism when she was 12 and the Youth Club was formed in Overtown to keep kids busy and off the streets. She became a member and as a result, Poitier says, she developed "respect" and a commitment to help the police department improve relations with the community.

Throughout the years, Poitier has served on several city boards and today is president of her neighborhood Crime Watch. Beyond that, friends say, it's the small things Poitier does for other people that make a big difference, like remembering the loss of someone's loved one when she is leading a prayer.

"It's my business to remember," Poitier simply says.

Her goodwill doesn't stop at home.

She helps her daughter Vandetta, who is working on a master's degree in business, and son-in-law Harold Scott care for their twins, Harold and Vaniecia. "My Josie," the children call her. Whenever she can, Poitier takes the children to her volunteer work.

"And they help," she said. "I make sure they know what I do. It enriches them."

Josie Poitier has demonstrated her commitment to strengthening and linking the communities in Dade County. Her enthusiasm and exceptional service to the community are special qualities. By any standard, she is a remarkable individual who is greatly appreciated by so many. Mr. Speaker, on behalf of our entire community, I offer Josie Poitier my deepest thanks for her outstanding service and our best wishes for her continued success.

#### TRIBUTE TO PENINSULA HIGH

##### HON. JANE HARMAN

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, March 20, 1997*

Ms. HARMAN. Mr. Speaker, I rise to pay tribute to the Palos Verdes Peninsula High School's Academic Decathlon team, which took fourth place statewide and first place in its division during last weekend's California Academic Decathlon held in Pomona, CA.

This nine-member team earned 44,540 points in events designed to test academic knowledge in areas ranging from economics to science. They came away with 29 gold, silver, and bronze medals for various events and overall performance. In addition, one of the team members, Chris Luhrs, scored the most points of any student in Peninsula's division.

I am proud to represent these intelligent and talented students, and I ask my colleagues to join me in congratulating them and their families for their achievements.

#### HONORING MARK NICHOLS

##### HON. DALE E. KILDEE

OF MICHIGAN

##### HON. ESTEBAN EDWARD TORRES

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, March 20, 1997*

Mr. KILDEE. Mr. Speaker, it gives my colleague, Mr. TORRES, and me great pleasure to

pay tribute to Mr. Mark Richard Nichols of the Cabazon Band of Mission Indians, who will be recognized on April 12, 1997, as man of the year by the East Valley Jewish Community Center of Palm Desert, CA.

Mr. Speaker, it is truly fitting that Mark Nichols is being honored for all of his work as a tireless advocate in his community. For almost two decades, Mark Nichols has worked for the Cabazon Band of Mission Indians, helping the tribe become self-sufficient and maintain a strong cultural heritage. Since 1989, Mark has served as the chief executive officer of the tribe, where he had earned a national reputation as an outspoken advocate on behalf of Native American sovereign rights.

It is the work of people like Mark Nichols that reminds us of the importance of being involved in one's community. Mark understands that an investment in education of a person, is an investment in the future of our country. In his service on the University of California chancellor's executive roundtable, Mark has worked to make sure education is accessible and affordable for every person that desires to learn. Mark has also dedicated himself to helping those who are the most vulnerable in our society. He is the president of the Desert Chapter of the American Diabetes Association, he volunteers at Martha's Kitchen/Food and Shelter for the homeless, and he serves as the telethon sponsor for the Arthritis Foundation.

What Mark Nichols has accomplished, and what this award represents, is the recognition of the difference one individual can make if they put their mind to it. It is the devotion, dedication, and spirit of Mark Nichols that makes him such a unique person. We are proud to call him our friend.

Mr. Speaker, we respectfully request that the Members of the U.S. House of Representatives join us in honoring the work and life of Mr. Mark Nichols. The community of Palm Desert, CA, is truly fortunate to have a person like Mark Nichols as a community leader. His commitment and dedication has improved the quality of life for so many people in our country.

#### LEGACY OF LEADERSHIP REMEMBERED

##### HON. JAMES A. BARCIA

OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES

*Thursday, March 20, 1997*

Mr. BARCIA. Mr. Speaker, I rise today to pay tribute to a member of my community who passed away this week after a long bout with cancer. Judge Thomas M. Burns will leave a great void, not only to his family who mourns this loss, but to the City of Saginaw, the State of Michigan and our Nation.

Thomas Burns was a unique spirit in many respects. His dedication and deep commitment to public service distinguished his career. He graduated from St. Stephen's High School in 1932, attended Bay City Junior College and graduated from the Detroit College of Law in 1939. From the beginning of his long career, he dedicated his life to the community.

Almost 60 years ago, Thomas Burns started his career as an assistant prosecuting attorney

in Saginaw, MI. He served in that capacity from 1939 to 1952. His civilian service, as with so many of our citizens, was interrupted by World War II. From 1942 to 1946 he exchanged the front lines of prosecution for the battlelines of war.

As Captain in the Armored Infantry Battalion, 14th Armored Division under General Patton, he served his country admirably. Mr. Burns was recognized for his valor not once, but several times. He was awarded many honors including the Combat Infantryman Badge, the Bronze Star, three Battle Stars and earned the Purple Heart for wounds sustained in battle. When the war was over, he put his legal background to work as a special prosecutor in the Nuremberg Trials.

Six years after his military service, Thomas Burns became interested in politics. He was elected to the Michigan State House of Representatives and served honorably from 1952 to 1956. Following his term, he was appointed to the Michigan Public Service Commission and eventually became its chairman in 1962.

In 1962, Mr. Burns found his final calling. This time when he ran for office it was for the Michigan Court of Appeals. Elected appellate judge in 1968, Judge Burns served honorably in that capacity for the next 18 years. In 1981, he was elected Judge of the Year by the Michigan Trial Lawyers Association. He was a member of the Society of Irish American Lawyers and the Michigan Supreme Court Historical Society.

Thomas M. Burns was predeceased by his son Thomas, who, as a lawyer and brewmaster, founded one of the first micro breweries in Michigan. Judge Burns is survived by his wife, Alice, and his daughters, Bridgett Spence and Mary Neer.

Mr. Speaker, from his distinguished background it is easy, even for those who never had the pleasure of knowing Judge Burns, to envision his leadership. His résumé pays only partial tribute to his distinction as a man and as a public servant. Judge Burns was not distinguished solely by the titles he held, but by the manner in which he fulfilled his responsibilities.

Drawing from his vast experience, Judge Burns served as a vanguard of civil rights. His opinion always focused on the welfare of his community. One lawyer in my community remembered that Judge Burns "was able to simplify things, so much so that most complicated issues could be explained in layman's terms." And he did so without ever failing to lose his sense of humor.

Mr. Speaker, my community, and our Nation, would benefit if there were more outstanding individuals like Thomas M. Burns. He is an outstanding role model and a shining example of positive community leadership in our complicated and often cynical world. In all of his various roles as prosecutor, legislator, judge and father, Judge Burns instilled in others a devotion to life and service that was deeply evident in his words and deeds.

Judge Thomas M. Burns enriched our lives, bettered our community and showed the rest of us, by example, what public service is all about. I urge my colleagues to join me in paying tribute to an outstanding individual who will be missed by his family and all those whose lives he has touched.