

through language included in the Labor-HHS-Education funding bill for the past 2 fiscal years.

While I have long decried the litigation orientation of many of this nation's labor and employment laws, I do have concerns about rule-making the area of bargaining unit determinations as such determinations, by their nature, require the type of fact specific analysis that only case-by-case adjudication allows. I believe strongly that the imprecision of a blanket rule limiting the factors considered material to determining the appropriateness of a single location unit detracts from the National Labor Relations Act's goal of promoting stability in labor-management relations. Thus, I feel equally strongly that legislation is necessary to ensure that a specific analysis of the appropriateness of a bargaining unit given the facts and circumstances of a particular case, is conducted through a hearing.

A hearing process regarding the appropriateness of single facility bargaining units will allow a more complete examination of the comprehensive approach to human resource policies and procedures pursued by many employers today that may influence the bargaining unit determination. To limit consideration of relevant factors potentially would undermine the ability of employers to develop flexible solutions to the needs and demands of their work forces and would greatly increase the cost, complexity and uncertainty of labor-management relations where centralized personnel policies are maintained by employers with numerous locations.

The Fair Hearing Act recognizes both the realities of human resource management in today's competitive economic environment and the complexity of bargaining unit determinations, particularly in cases where multifacility employers are involved. The legislation does not attempt to define when a single location bargaining unit is appropriate, but merely requires the NLRB to consider all of the relevant factors in making that determination. I urge my colleagues to support this important legislation.

JUSTICE ON TIME ACT OF 1997

HON. WILLIAM F. GOODLING

OF PENNSYLVANIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 14, 1997

Mr. GOODLING. Mr. Speaker, today, I am pleased to introduce the Justice on Time Act of 1997, legislation which would address the profound concern expressed by several of my constituents who have experienced long delays in the processing of their cases by the National Labor Relations Board [NLRB]. The Justice on Time Act of 1997 would require the NLRB to issue a final decision within 1 year on all unfair labor practice complaints where it is alleged that an employer has discharged an employee in an attempt to encourage or discourage union membership.

The Justice on Time Act recognizes that the lives of employees and their families, wondering whether and when they will get their jobs back, are hanging in the balance during the long delays associated with the National Labor Relations Board's processing of unfair labor practice charges. The act also recognizes that the discharge of an employee who engages in

union activity has a particularly chilling effect on the willingness of fellow employees to support a labor organization or to participate in the types of concerted action protected by the National Labor Relations Act [NLRA].

Thus, the legislation requires the Board to resolve discharge cases in a timely manner to send a strong message to both employers and employees that the NLRA can provide effective and swift justice. The Justice on Time Act ensures that employees who are entitled to reinstatement will quickly get their jobs back and employers will not be saddled with liability for large backpay awards.

The median time for National Labor Relations Board processing of all unfair labor practice cases in fiscal year 1995 was 546 days and has generally been well over 500 days since 1982. This length of time is a disservice to the hard-working men and women who seek relief from the Board for unfair treatment in their workplaces. The Justice on Time Act tells the National Labor Relations Board that, at least when it comes to employees who may have wrongly lost their jobs, it must do better and must give employees a final answer on whether they are entitled to their jobs back within 1 year.

AGAINST CENSUS SAMPLING

HON. RON PACKARD

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 14, 1997

Mr. PACKARD. Mr. Speaker, I rise today in opposition to the Census Bureau's proposed use of sampling in determining population figures. Counting just 90 percent of our citizens and simply guessing who the rest of us are will have a devastating effect on our ability to accurately assess our needs and budget for the future.

Sampling also undermines the integrity of our political system. Representation in this very House is determined by population. A State could be forced to reduce its number of Representatives solely on the basis of a politically tainted guess.

Mr. Speaker, I do not want to exclude anyone in America from the census by relying on a guesstimate. The right to proper representation should never be compromised, for any reason.

Sampling may cost nominally less, and my Republican colleagues and I are committed to reducing spending—but why go through the trouble and cost of counting 90 percent and then leaving the rest up to speculation? Why spend the money at all? We have a census to get the most exact count possible of our population and their demographics. Anything less than that is just a guess—plain and simple.

Sampling our population simply has no worth. Our next census will cost \$4.2 billion. If sampling is used, that price tag will likely fall to \$4.1 billion. The real difference however, is that the taxpayer will not be footing the bill for an accurate count of this Nation's population—but instead will be paying a high price for nothing more than a guess.

At a cost of \$4.1 billion, Mr. Speaker, the American people will surely want more than a soft estimation. Anything other than a full count of citizens, where all can be represented, is simply unacceptable.

CLATSKANIE HIGH SCHOOL STUDENTS RAISE FOOD FOR CHILDREN

HON. ELIZABETH FURSE

OF OREGON

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 14, 1997

Ms. FURSE. Mr. Speaker, I rise today to recognize an outstanding group of high school students in Oregon for not only their vision, but for their dedication and hard work to make dreams become reality.

In 1990, Clatskanie High School student, Gennie Sluder Harris, started a program called Help Hungry Kids with the belief that one person can make a difference. Seven years later, her dream has caught on with nearly 4.5 million pounds of food being collected throughout the country to help feed disenfranchised children.

Often, Americans pride themselves on a prosperous lifestyle, but in truth, according to research of Clatskanie's, Help Hungry Kids students, 1 in 4 children in this Nation goes to bed hungry—a silent hunger.

The program is simple: If you already have a food drive established in your high school, report your totals to Clatskanie. If you don't have a food drive—start one and report your totals. The food and money raised stays in your community and State. With just two cans of food and \$1, schools can participate and States can compete against another, with the top State being recognized at the national conference of the National Association of Student Councils.

The students of Clatskanie High School urge kids across the Nation to catch the dream and show how to make a positive difference. I encourage kids across the Nation to engage the schools in this incredibly worthwhile program to help those less fortunate and work toward the goal—to make sure no child goes to bed hungry.

ADDRESS OF JUSTICE ANTONIN SCALIA AT THE NATIONAL DAYS OF REMEMBRANCE CEREMONY

HON. TOM LANTOS

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 14, 1997

Mr. LANTOS. Mr. Speaker, at an extremely moving ceremony in the rotunda of the U.S. Capitol last Thursday, Members of Congress, the Diplomatic Corps, representatives of our Nation's executive and judicial branches, and hundreds of survivors of the Holocaust with their friends and family gathered to commemorate the National Days of Remembrance. This was an occasion when we take the time to remember the horror and inhumanity of the Holocaust.

Mr. Speaker, in recognition of the unspeakable horror of the Holocaust and the importance that we never forget that tragedy, the U.S. Holocaust Memorial Council was established by Congress to preserve the memory of the victims of the Holocaust. One of the most important tasks in this effort is the annual Days of Remembrance commemoration in the rotunda of our Nation's Capitol. This year, Antonin Scalia, Associate Justice of the U.S.

Supreme Court gave the principal address at the ceremony.

Mr. Speaker, I am inserting the remarks of Justice Scalia into the RECORD, and I urge my colleagues to give thoughtful attention to his excellent comments:

Distinguished Members of the United States Senate and House of Representatives; Members of the Diplomatic Corps; Survivors of the Holocaust; Ladies and Gentlemen:

I was profoundly honored to have been invited to speak at this annual ceremony in remembrance of those consumed in the holocaust. But it is not, I must tell you, an easy assignment for a non-Jew to undertake. I am an outsider speaking to an ancient people about a tragedy of unimaginable proportions that is intensely personal to them. I have no memories of parents or children, uncles or cousins caught up in and destroyed by the horror. I have not even that distinctive appreciation of evil that must come from knowing that six million people were killed for no other reason than that they had blood like mine running in their veins.

More difficult still, I am not only not a Jew, but I am a Christian, and I know that the antisemitism of many of my uncomprehending coreligionists, over many centuries, helped set the stage for the mad tragedy that the National Socialists produced. I say uncomprehending coreligionists, not only because my religion teaches that it is wrong to hate anyone, but because it is particularly absurd for a Christian to hate the people of Israel. That is to hate one's spiritual parents, and to sever one's roots.

When I was a young man in college, spending my junior year abroad, I saw Dachau. Later, in the year after I graduated from law school, I saw Auschwitz. I will of course never forget the impression they made upon me. If some playwright or novelist had invented such a tale of insanity and diabolical cruelty, it would not be believed. But it did happen. The one message I want to convey today is that you will have missed the most frightening aspect of it all, if you do not appreciate that it happened in one of the most educated, most progressive, most cultured countries in the world.

The Germany of the late 1920's and early 1930's was a world leader in most fields of art, science and intellect. Berlin was a center of theater; with the assistance of the famous producer Max Reinhardt, playwrights and composers of the caliber of Bertholt Brecht and Kurt Weill flourished. Berlin had three opera houses, and Germany as a whole no less than 80. Every middle-sized city had its own orchestra. German poets and writers included Hermann Hesse, Stefan George, Leonhard Frank, Franz Kafka and Thomas Mann, who won the Nobel Prize for Literature in 1929. In architecture, Germany was the cutting edge, with Gropius and the Bauhaus school. It boasted painters like Paul Klee and Oskar Schlemmer. Musical composers like Anton Webern, Alban Berg, Arnold Schönberg, Paul Hindemith. Conductors like Otto Klemperer, Bruno Walter, Erich Kleiber and Wilhelm Furtwängler. And in science, of course, the Germans were pre-eminent. To quote a recent article in the *Journal of the American Medical Association*:

In 1933, when the National Socialist Party came to power in Germany, the biomedical enterprise in that country was among the most sophisticated in the world. German contributions to biochemistry, physiology, medicine, surgery, and public health, as well as to clinical training, had shaped to an important degree the academic and practice patterns of the time, and clinical training and research experience in the great German clinics and laboratories had been widely

sought for decades by physicians and basic scientists from around the world.

To fully grasp the horror of the holocaust, you must imagine (for it probably happened) that the commandant of Auschwitz or Dachau, when he had finished his day's work, retired to his apartment to eat a meal that was in the finest good taste, and then to listen, perhaps, to some tender and poignant *Lieder* of Franz Schubert.

This aspect of the matter is perhaps so prominent in my mind because I am undergoing, currently, the task of selecting a college for the youngest of my children—or perhaps more accurately, trying to help her select it. How much stock we place in education, intellect, cultural refinement! And how much of our substance we are prepared to expend to give our children the very best opportunity to acquire education, intellect, cultural refinement! Yet those qualities are of only secondary importance—to our children, and to the society that their generation will create. I am reminded of words written by John Henry Newman long before the holocaust could even be imagined.

"Knowledge is one thing, virtue is another; good sense is not conscience, refinement is not humility. . . . Liberal Education makes . . . the gentleman. It is well to be a gentleman, it is well to have a cultivated intellect, a delicate taste, a candid, equitable, dispassionate mind, a noble and courteous bearing in the conduct of life. These are the connatural qualities of a large knowledge; they are the objects of a University. . . . Yes, to the heartless.

It is the purpose of these annual holocaust remembrances—as it is the purpose of the nearby holocaust museum—not only to honor the memory of the six million Jews and three or four million other poor souls caught up in this 20th-century terror, but also, by keeping the memory of their tragedy painfully alive, to prevent its happening again. The latter can be achieved only by acknowledging, and passing on to our children, the existence of absolute, uncompromisable standards of human conduct. Mankind has traditionally derived such standards from religion; and the West has derived them from and through the Jews. Those absolute and uncompromisable standards of human conduct will not endure without an effort to make them endure, and it is to that enterprise that we rededicate ourselves today. They are in the Decalogue, and they are in the question put and answered by Micah: "What doth the Lord require of thee, but to do justly, to love mercy, and to walk humbly with thy God."

For those six million Jews to whom it was not done justly, who were shown no mercy, and for whom God and his laws were abandoned: may we remember their sufferings, and may they rest in peace.

RECOGNITION OF THE INTERNATIONAL ATHENA FOUNDATION

HON. DEBBIE STABENOW

OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 14, 1997

Ms. STABENOW. Mr. Speaker, as Members of the Michigan congressional delegation we wish to recognize the International ATHENA Foundation for their important support of women in the workplace.

The International ATHENA Foundation identifies outstanding professional and business women in the community and encourages the opening of leadership opportunities for women in the workplace.

The International ATHENA Foundation issues awards in coordination with local chambers of commerce recognizing individuals for business and professional accomplishments, community service, mentoring, and for providing role models to encourage women to achieve their full leadership potential.

Recipients of the International ATHENA Award for achievement, service, and assistance to others are honored in their communities annually and recognized for excellence as honorees among a select group rather than as competitors.

The ATHENA Awards encourage communities, States, and nations to achieve a representative balance of leadership by identifying and honoring those individuals and companies who assist women in reaching their full leadership potential.

We are very pleased to support these causes and are happy their national conference will be taking place in Michigan this year.

LYNN N. RIVERS, VERNON J. EHLERS, PETER HOEKSTRA, DALE E. KILDEE, JOHN DINGELL, JOHN CONYERS, JR., JIM BARCIA, DAVID E. BONIOR, SANDER LEVIN, CAROLYN C. KILPATRICK, BART STUPAK, AND DEBBIE STABENOW.

CONCERNING THE DEATH OF CHAIM HERZOG

SPEECH OF

HON. LOUIS STOKES

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

Tuesday, May 13, 1997

Mr. STOKES. Mr. Speaker, I wish to thank the gentleman from Indiana, Mr. BURTON, for bringing this resolution to the House floor today. I rise in support of House Concurrent Resolution 73, and to recognize the passing of a statesman of the highest order, former Israeli President Chaim Herzog.

Mr. Herzog was an accomplished man who led an extraordinary life and guided Israel to new heights on the world stage. He was a scholar, warrior, lawyer, diplomat, author, politician, and above all, a gentleman. With his passing we mourn the loss of an internationally recognized advocate of diplomacy and peace.

Throughout his life, Chaim Herzog was a strong and effective leader. Born in Ireland in 1918, he was educated in Jerusalem and London and became an officer in the British Army during World War II. During the war, Chaim Herzog served as head of British intelligence in Germany, aided in the liberation of concentration camps, and landed on the beaches of Normandy.

Mr. Speaker, Chaim Herzog returned to what was then Palestine as part of the Jewish underground, and became an officer in Israel's War of Independence in 1948. With the creation of Israel, Mr. Herzog became the first formal head of the Military Intelligence Branch in 1950, and his distinguished father became chief rabbi. Chaim Herzog then came to Washington in 1954 as Israel's defense attaché, a post he held until his return to Israel.

After leaving the Army in 1962, Mr. Herzog applied his experience and education to law and business, eventually becoming a radio commentator, and author. Chaim Herzog was