

family, including her daughters, Joyce Theresa Fairfax-Wells, and Ruth Mary Fairfax-Frazier, her son-in-law, Anthony Frazier, her former son-in-law, Cornell Wells her grandchildren, Annika Frazier-Muhammad, Darius Frazier, Monnica Wells, and Jacqueline Wells, her great grandson, Hamza Ibn Omar Frazier-Muhammad, and many other relatives, friends, and members of the community she helped to create. Her death is a great loss, but the legacy of her good works will endure.●

TRIBUTE TO WILLIAM MARVIN ON BEING NAMED THE 1996 MANCHESTER CITIZEN OF THE YEAR

● Mr. BOB SMITH. Mr. President, I rise today to congratulate Bill Marvin, president of Manpower Temporary Services, on being named the 1996 Manchester's Citizen of the Year. I commend his outstanding community commitment and congratulate him on this well-deserved honor.

As chairman of the 1996 Optima Board, Bill oversaw the capital campaigns for the Currier Gallery and the Palace Theatre, the downtown ice skating rink, and the merger of Catholic Medical Center and Elliot Hospital.

Bill is a member of the Manchester Rotary Club, the Manchester Chamber of Commerce and the Catholic Medical Center. He has also brought two area hospitals together and has helped to organize bingo games for the Boys and Girls Club.

He is known to many as always willing to take responsibility, whether to chair a committee, raise money, or oversee a board of directors. Whatever Bill dedicates his time to, he always gets the job done.

While giving his time to all these community projects, Bill and his wife, Ann, operate Manpower Temporary Services which was named the 1995 Service Business by Business New Hampshire magazine.

As a former small businessman myself, I am proud to honor Bill Marvin's outstanding community commitment that is important to the future and prosperity of Manchester. We are indeed indebted to him for his efforts. Congratulations to Bill on this award and his service to New Hampshire and the people of Manchester.●

TRIBUTE TO THE JOHN BAPST MEMORIAL HIGH SCHOOL BAND

● Ms. SNOWE. Mr. President, I rise today to honor the John Bapst Memorial High School Band which honored Maine and America with its outstanding performance during 1997's Presidential Inauguration.

Personally selected by President Clinton to attend the festivities, the John Bapst band had audiences on their feet with rousing renditions of "The Maine Stein Song," "Camino Real," and "Acclamations," to name a few. The band performed on the National Mall, along with bands such as

the Count Basie Orchestra, and also at the prestigious Kennedy Center for the Performing Arts.

This is not the first time that Maine has been made proud by the John Bapst band. In 1991, the band was on hand to welcome troops returning home after the Gulf war. For many, their stop in Bangor was the first time on American soil since their deployment. I am certain they will never forget the warm greetings they received in Bangor—which garnered national attention—and John Bapst band played a special part in honoring our servicemen and women. The tradition continued when John Bapst played for President Clinton last November. The President was so impressed with the group that he pledged to invite them to inaugural festivities should he be reelected.

Mr. President, this band represents the very best characteristics of America's young people. Band members set a goal of excellence and worked hard to achieve it, and I believe their efforts should be highlighted. In an era of conflicting and often dubious influences for young men and women, and in a time when negative stories abound in the media, our children should have positive examples to follow. That is why we should shine a spotlight on groups like the John Bapst band, which represent the finest qualities and aspirations of America's youth. I applaud the band members and their director, Julie Ewing, for showing our youth what can be accomplished through commitment and hard work.

In closing, I would once again like to thank the John Bapst Memorial High School Band for their tremendous contribution to the 1997 inaugural festivities, and for making the State of Maine very proud.●

COSPONSORSHIP OF THE OLDER AMERICANS FREEDOM TO WORK ACT

● Mr. ABRAHAM. Mr. President, I rise today in cosponsorship of Senate bill S. 202, the Older Americans Freedom to Work Act. This important legislation would remove existing penalties on outside income earned by Social Security beneficiaries who have reached retirement age.

Currently, Mr. President, persons between the ages of 65 and 69 face a penalty of \$1 in reduced benefits for every \$3 in earnings above \$13,500 per year. This penalty is unfair because it singles out older Americans for double taxation. That is, this income already is subject to normal taxation, and currently is reduced again through the earnings penalty.

The penalty also is unwise, Mr. President, because it discourages trained and experienced people from participating in the labor force. When the current earned income limit was devised back in the 1930's, it was thought that encouraging older Americans to leave the labor force was a good idea. But times have changed. Where during the

Great Depression there were too many workers and too few jobs, we face, in the next several decades, a worsening labor shortage. As the baby boom generation reaches retirement age between 2000 and 2010, there will be fewer younger workers to take the place of those who retire. We should be encouraging older Americans to stay in the labor force as long as they can safely continue to make a contribution there. In this way older people can better see to their financial needs, senior citizens will remain more active and thus happier and healthier, and our Nation will continue to benefit from these people's skills and wisdom.

For the sake of our older Americans, and for the sake of continuing economic prosperity for all Americans, I urge my colleagues to support this legislation.●

TRIBUTE TO THE CONCORD HIGH SCHOOL CRIMSON TIDE MARCHING BAND ON REPRESENTING NEW HAMPSHIRE IN THE 1997 INAUGURAL PARADE

● Mr. BOB SMITH. Mr. President, I rise today to congratulate the students of the Concord High School Crimson Tide marching band for the distinguished honor of representing New Hampshire in the 1997 inaugural parade. All 116 band members and Bill Metevier, the band's director, deserve special commendation for their hard work and achievement. Being selected as 1 of only 20 bands to perform for the President and the First Lady is quite an honor for all the students.

At an inaugural reception on behalf of the Concord High School Crimson Tide marching band last week, I had the pleasure of meeting some of the band members, young men and women, who have demonstrated the hard work and dedication that is characteristic of Granite State students. These band members have proven that determination and teamwork are the hallmark of success both as musicians and students. The Crimson Tide marching band's decision to play the "National Emblem March," composed by E.E. Bagley while he was a resident of New Hampshire, was a very fitting tribute to the Granite State and our role in American history. We were indeed honored to have the Crimson Tide marching band representing New Hampshire with their outstanding musical performances.

The Concord School's Friends of Music also deserve special recognition for their help in raising \$20,000 from residents and local companies during such a very short period of time. Without their hard work, the Crimson Tide's trip to Washington, DC, would not have been possible.

Marching in the parade was also a special highlight for these students since the Concord High School is celebrating its 150th anniversary this year.

The Crimson Tide band with their classic military cadet style uniforms

have also performed for audiences in Ottawa, Canada, New York City, Williamsburg, VA; and are planning to return to Williamsburg in April.

I want to express my thanks to both the students and faculty at Concord High School for their commitment to excellence. Congratulations to all the students and Bill Metevier on such a magnificent accomplishment.

Mr. President, I ask that a list of the names of these outstanding students be printed in the RECORD.

The list follows:

CONCORD HIGH SCHOOL CRIMSON TIDE
MARCHING BAND

Megan Albert, Dylan Allen, Holly Anderson, Matt Andrews, Alicia Andrus, Angela Averill, George Bacher, Jon Balinski, Sarah Ball, Paul Barnwell.

Matt Baron, Ed Barton, Jon Beckwith, Andy Bennert, Erin Benoit, Burt Betchart, Cheryl Blanchard, Melanie Blanchette, Stephen Bloomfield, Desirae Brooks.

Katie Cantwell, Jeff Carlquist, Jessica Carr, Carolyn Chaloux, Dan Connelly, Joan Conroy, Patty Cullen, Nathan Davis, Sara Dickson, Laura Dimick.

Susan Dimick, Kyle Donovan, Parker Donovan, Robin Duckworth, Eric Dymont, Steve Fisher, John Fitzgerald, Kerry Flannery, Nissa Gainty, Leona Geer, Mike Gogelen, Andy Hamilton, Katie Haubrich, Danielle Hebert.

Alex Heinecke, Mike Henninger, Jason Hines, Elizabeth Immen, Brad Jobel, Hillarie Johnson, Danielle Jones, Heidi Jones, Aureta Keane, Ryan Kelly, Phil Kugel.

Jeff Laliberte, Jesse Lamarre-Vincent, David Loo, Shana Lorber, Kevin Lucey, Theresa MacNeil, Ethan Mallove, Tegan Marquis, Courtney Masland, Greg May, Sarah May, Luke Maziarz.

Sarah Maziarz, Sarah Metting, Lolly Mielcarz, Carl Mintken, Karen Morin, Mary Moss, Miho Nakashima, Chris Newell, Christina Newton, Devin O'Connor.

Tim Osmer, Bill Osmer, Brent Paige, Eddie Parker, James Perencevich, Eric Pierce, Erika Poisson, Jill Ramsier, Kristen Randall, Kristen Reed, Tricia Reed.

Lynn Reingold, Andrew Ritchie, Becca Roy, Jen Russell, Dan Sarapin, Elaine Sarnosky, Tony Sartorelli, Gianna Scarano, Kevin Scribner, Sara Sheehy, Lucas Smith, Rosco Smith.

Calee Spinney, Geoffrey Stebbins, John Sullivan, Dan Turk, Rachel Turk, Stacey Ulmanis, Daniel Vyce, Jessy Wallner, Sara Walsh, Carlyn Wanta, Tiffany Watkins, John Webb, Jon Weiss, Amanda Welch, Cullin Wible, Carll Wilkinson.●

RULES OF THE COMMITTEE ON
THE BUDGET, 105TH CONGRESS

● Mr. DOMENICI. Mr. President, in accordance with rule XXVI paragraph 2 of the Standing Rules of the Senate I hereby submit for printing in the CONGRESSIONAL RECORD, the rules governing the procedures for the Committee on the Budget for the 105th Congress which were adopted by the committee earlier this week. The only change from the rules of the committee for the 104th Congress is the addition of a new rule which adopts the Senate's rule regarding the use of charts in the Senate Chamber.

The rules follow:

RULES OF THE COMMITTEE ON THE BUDGET,
105TH CONGRESS

I. MEETINGS

(1) The committee shall hold its regular meeting on the first Thursday of each month. Additional meetings may be called by the chair as the chair deems necessary to expedite committee business.

(2) Each meeting of the Committee on the Budget of the Senate, including meetings to conduct hearings, shall be open to the public, except that a portion or portions of any such meeting may be closed to the public if the committee determines by record vote in open session of a majority of the members of the committee present that the matters to be discussed or the testimony to be taken at such portion or portions—

(a) will disclose matters necessary to be kept secret in the interests of national defense or the confidential conduct of the foreign relations of the United States;

(b) will relate solely to matters of the committee staff personnel or internal staff management or procedure;

(c) will tend to charge an individual with crime or misconduct, to disgrace or injure 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 interest of effective law enforcement; or

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

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

(ii) 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.

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

II. QUORUMS AND VOTING

(1) Except as provided in paragraphs (2) and (3) of this section, a quorum for the transaction of committee business shall consist of not less than one-third of the membership of the entire committee: Provided, that proxies shall not be counted in making a quorum.

(2) A majority of the committee shall constitute a quorum for reporting budget resolutions, legislative measures or recommendations: Provided, that proxies shall not be counted in making a quorum.

(3) For the purpose of taking sworn or unsworn testimony, a quorum of the committee shall consist of our Senator.

(4)(a) The Committee may poll—

(i) internal Committee matters including those concerning the Committee's staff, records, and budget;

(ii) steps in an investigation, including issuance of subpoenas, applications for immunity orders, and requests for documents from agencies; and

(iii) other Committee business that the Committee has designated for polling at a meeting, except that the Committee may not vote by poll or reporting to the Senate any measure, matter, or recommendation, and may not vote by poll on closing a meeting or hearing to the public.

(b) To conduct a poll, the Chair shall circulate polling sheets to each Member speci-

fying the matter being polled and the time limit for completion of the poll. If any Member requests, the matter shall be held for a meeting rather than being polled. The chief clerk shall keep a record of polls; if the committee determines by record vote in open session of a majority of the members of the committee present that the polled matter is one of those enumerated in rule I(2)(a)-(e), then the record of the poll shall be confidential. Any Member may move at the Committee meeting following a poll for a vote on the polled decision.

III. PROXIES

When a record vote is taken in the committee on any bill, resolution, amendment, or any other question, a quorum being present, a Member who is unable to attend the meeting may vote by proxy if the absent Member has been informed of the matter on which the vote is being recorded and has affirmatively requested to be so recorded; except that no Member may vote by proxy during the deliberations on Budget Resolutions.

IV. HEARINGS AND HEARING PROCEDURES

(1) The committee shall make public announcement of the date, place, time, and subject matter of any hearing to be conducted on any measure or matter at least 1 week in advance of such hearing, unless the chair and ranking minority member determine that there is good cause to begin such hearing at an earlier date.

(2) A witness appearing before the committee shall file a written statement of proposed testimony at least 1 day prior to appearance, unless the requirement is waived by the chair and the ranking minority member, following their determination that there is good cause for the failure of compliance.

V. COMMITTEE REPORTS

(1) When the committee has ordered a measure or recommendation reported, following final action, the report thereon shall be filed in the Senate at the earliest practicable time.

(2) A member of the committee who gives notice of an intention to file supplemental, minority, or additional views at the time of final committee approval of a measure or matter, shall be entitled to not less than 3 calendar days in which to file such views, in writing, with the chief clerk of the committee. Such views shall then be included in the committee report and printed in the same volume, as a part thereof, and their inclusions shall be noted on the cover of the report. In the absence of timely notice, the committee report may be filed and printed immediately without such views.

VI. USE OF DISPLAY MATERIALS IN COMMITTEE

(1) Graphic displays used during any meeting or hearing of the committee are limited to the following:

Charts, photographs, or renderings:

Size: no larger than 36 inches by 48 inches.

Where: on an easel stand next to the Senator's seat or at the rear of the committee room.

When: only at the time the Senator is speaking.

Number: no more than two may be displayed at a time.●

JUVENILE JUSTICE PROVISIONS IN
CRIME BILL

● Mr. ABRAHAM. Mr. President, I rise in support of S. 10, the Violent And Repeat Offender Act of 1997, introduced recently by my good friend, the Senator from Utah, who I know developed this legislation in close cooperation with the majority leader and my new