

weeks. Well these kids and their teacher, Ms. Jeanne Cameron, got together and entered the contest along with nearly 2,000 other classes, and they won. The money will probably be used to create the special reading program and to buy new books for the school.

I understand that the class and its teacher were unaware of their success until they were filmed live upon receipt of the prize last week. I ask my colleagues to join me in extending warmest congratulations to Ms. Cameron's class and the Mt. Ogden Middle School for their learning and competitive spirit, and their partner, the Channel One Network, for making this program a reality.

#### INTRODUCTION OF THE "STATE INITIATIVE FAIRNESS ACT"

**HON. MARY BONO**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, September 30, 1999*

Mrs. BONO. Mr. Speaker, today I rise to reintroduce the "State Initiative Fairness Act." This commonsense judicial reform is legislation that is already well-known to my colleagues and courtwatchers. It passed the House of Representatives twice in recent memory. First, it passed as the free-standing bill, H.R. 1170, during the 104th Congress in 1995. And again, it passed as part of the Judicial Reform Act in 1998 during the 105th Congress where it was one of the first issues I considered upon joining this institution. This measure gained bipartisan and broad support in the past. This procedure contained in the bill establishing a three-judge panel review is simply the restoration of a judicial procedure that was the norm in the federal system for most of the twentieth century.

Strong voting rights are the keystone of our democratic system. It is noted that "A system which permits one judge to block with the stroke of a pen what 4,736,180 state residents voted to enact as law tests the integrity of our constitutional democracy." (*See The Coalition For Economic Equity v. Wilson*, 110 F3d 1431, 1437 (9th Cir. 1997)). The unjust effect on voting rights created by injunctions issued in California by one judge against the will of the people of the State as reflected in propositions concerning immigration, medical marijuana, and affirmative action is well-known. This bill provides that requests for injunctions in cases challenging the constitutionality of measures passed by a State referendum must be heard by a three-judge court. Like other Federal voting rights legislation containing a provision providing for a hearing by a three-judge court, the bill is designed to protect voters in the exercise of their vote and to further protect the results of that vote. It requires that any state-passed initiative or referendum voted upon and approved directly by the citizens of a State be afforded the protection of a three-judge court pursuant to 28 U.S.C. 2284 where an application for an injunction is brought in Federal court to arrest the enforcement of the referendum on the premise that the referendum is unconstitutional.

It is not my intent to change the outcome of any litigation concerning the past propositions passed by the electorate. The goal of the bill is to secure the judicial process and guarantee to the people it is as objective as possible. For

example, where the entire populace of a State democratically exercises a direct vote on an issue, one Federal judge will not be able to issue an injunction preventing the enforcement of the will of the people of that State. Rather, three judges, at the trial level, according to procedures already provided by statute, will hear the application for an injunction and determine whether the requested injunction should issue. An appeal is taken directly to the Supreme Court, expediting the enforcement of the referendum if the final decision is that the referendum is constitutional. Such an expedited procedure is already provided for in other voting rights cases. It should be no different in this case, since a State is redistricted for purposes of a vote on a referendum into one voting block. The Congressional Research Service estimates that these 3-judge courts would be required less than 10 times in a decade under this bill, causing a very insubstantial burden on the Federal judiciary, while substantially protecting the rights of the voters of a State.

This bill recognizes that State referenda reflect, more than any other process, the one-person-one-vote system, and seeks to protect a fundamental part of our national foundation. This bill will implement a fair and effective policy that preserves a proper balance in Federal-State relations.

In closing, I wish to express my gratitude to my many colleagues who join me today as cosponsors and their support as we strive to amplify and secure the will of the people.

#### H.R. 415: EXPAND AND REBUILD AMERICA'S SCHOOLS ACT

**HON. LORETTA SANCHEZ**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 1, 1999*

Ms. SANCHEZ. Mr. Speaker, I rise today to call attention to one of the most pressing difficulties facing our schools: overcrowded and run-down facilities.

Last month, 53.2 million young people went back to school. The facilities that greeted them were not up to par. One-third of all public schools are in serious need of repair or replacement, and nowhere is that problem more obvious than my home district in Orange County, California.

Our schools are simply run down and out of room, and California is feeling the crunch. Facilities are so crowded in our state that we would have to spend \$4 billion by 2002 in order to provide enough space. In fact, high school enrollment is projected to grow by a full one-third between 1998 and 2008.

Right now our children attend schools with leaking roofs, dangerous wiring and chipping paint, crammed into storage closets, libraries and gyms for lack of classroom space. By neglecting to provide an environment appropriate for learning and teaching, we are sending our youth a message that their academic success is unimportant to us. This tragically short-changes our students.

That's why I have introduced H.R. 415, the Expand and Rebuild America's Schools Act.

H.R. 415 will help local education agencies (LEAs) with limited financial resources by creating a new class of tax-exempt bonds, interest-free for LEAs. A financial institution that

issues these bonds would receive a tax credit in the amount of the interest that would otherwise be paid by the LEA. So the school district only has to repay the principal, no interest. The Secretary of Education will be responsible for direct distribution of the bond program to the LEAs, avoiding any state bureaucracy involvement in funding decisions or program administration.

To be eligible to participate in the school construction bond program, LEAs must: (1) have at least 35 percent of students eligible for the free or reduced-cost lunch program; (2) be involved in a public/private partnership with a local private enterprise, to provide an amount equal to at least 10 percent of the interest-free capital provided; (3) maintain high educational standards; (4) have a projected growth rate at or above 10 percent over the next five years; (5) have a student-teacher ratio of 30 to 1 or higher; and (6) have already made an attempt to alleviate overcrowding.

These qualifying factors will ensure the bond program assists the most impacted, high-quality schools. Simultaneously, it will encourage schools to seek out private contributions to improve curriculum and equipment, enhancing the impact of the bond initiative. H.R. 415 will provide our children with an environment that is more conducive to learning, and prevent this facilities crisis from continuing into the next century.

#### SMALL BUSINESS INNOVATION RESEARCH PROGRAM REAUTHORIZATION ACT OF 1999

SPEECH OF

**HON. MICHAEL E. CAPUANO**

OF MASSACHUSETTS

IN THE HOUSE OF REPRESENTATIVES

*Monday, September 27, 1999*

Mr. CAPUANO. Mr. Speaker, I rise in support of H.R. 2396, the Small Business Innovation Research Program Reauthorization Act of 1999. This important program has had a significant impact not just in Massachusetts, but many other states around the country.

Literally thousands of companies have benefited from the SBIR program since its establishment in 1982. With the exception of some Internet and biotechnology companies, small technology businesses generally do not have the financial resources necessary to develop their most innovative ideas. Many businesses, in their early years and without much of a track record, have a difficult time finding the capital necessary to bring ideas to the marketplace, regardless of how good these ideas might be. The SBIR program provides these businesses with an opportunity to develop and implement their ideas with the goal of enabling these businesses to fully realize their commercial potential. When these companies succeed, they in turn strengthen the economy by providing the type of high quality jobs our country needs to prosper.

While the SBIR program has been a tremendous help to the small business technology community, more can be done to improve upon the success of the program. Through H.R. 2396, we are promoting a number of program changes that will increase the chances of success for small businesses operating in the technological fields.

In order for SBIR recipients to achieve success, it is important that participating agencies

allocate a sufficient portion of its administrative expense budgets to the SBIR program. By reserving these funds, agencies could (1) conduct site visits to companies which have won Phase I or Phase II awards; (2) provide the opportunity for agencies to review a company's work; and (3) provide those firms with such assistance in meeting the requirements of the program as they may require. Such expenses require agency investment in SBIR beyond set aside funds. However, this investment is a necessary agency administrative expenditure if agencies and participating companies are to get maximum value out of the program. A great example of this type of investment already exists at the Department of Defense.

Another change this legislation will make to the SBIR program is the addition of a National Research Council study. The Science Committee asked the NRC to examine a variety of questions which I and other Committee members feel will lead to a better understanding of the program's potential and encourage other beneficial program changes in the future. It is important that this study is done objectively, with a true understanding of the problems facing SBIR winners. We expect that the NRC panel that oversees this project will embody a wide range of expertise and experience, and include a respectable number of small high technology businessmen who have participated in the program.

In closing I would like to reiterate the importance of this program and the need to pass this bill this session. In the Boston area, we have a number of great research universities and laboratories; each filled with bright, technically oriented people who are willing to take a chance on an idea that possesses great potential. It is in our best interest to do what we can to encourage these individuals to pursue their ideas to the fullest. With this in mind, I urge each of my colleagues to give this bill their strongest support.

MR. EDWARD BRENDER HONORS  
SYNAGOGUE IN POEM

**HON. BENJAMIN A. GILMAN**

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 1, 1999*

Mr. GILMAN. Mr. Speaker, I rise today to recognize one of my constituents. Edward Brender of Kauneonga Lake, New York, wrote a poem honoring his Temple Beth-El which celebrated its 75th anniversary last year. The congregation first started meeting in a barn. When their numbers grew, additions were built. The congregation is still growing today.

Mr. Speaker, I submit Mr. Brender's poem into the CONGRESSIONAL RECORD at this point:

"THE BARN THAT BECAME A HOUSE OF  
WORSHIP"

(By Edward Brender)

The temple once a farmer's barn; part of  
America's rural farm furnished with a  
century-old church's pews, yet filled  
with devout and dedicated Jews.

At Temple Beth-El, we like to stay with  
American uplifted heart's we pray.

For 75 years, the temple filled our spiritual  
needs, while rabbis planted righteous  
seeds.

The halls resounded with Chief Justice Law-  
rence H. Cook's praise, reminding us of

Hebrew sacrifices during America's  
revolutionary phase.

During the time of our country's greatest  
need, recounting tales of Jewish patri-  
ots' deeds.

High on a majestic verdant hill stands state-  
ly Temple Beth-El; For 75 years a bea-  
con of freedom's faith, spreading  
boundless love and tales to tell.

#### PERSONAL EXPLANATION

**HON. BOB RILEY**

OF ALABAMA

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 1, 1999*

Mr. RILEY. Mr. Speaker, on Monday September 27 and Tuesday September 28 of 1999, I was unavoidably detained by a family medical emergency and missed the following votes. Had I been present, I would have voted "aye" on rollcall votes No. 448 regarding the EU ban of U.S. Hushkitted and Reengined Aircraft, "aye" on No. 449 supporting free elections in Haiti, "aye" on No. 450, conveying land to San Juan College, "aye" on No. 451 preserving affordable housing for senior citizens, "aye" on No. 452, the Energy and Water Appropriations Conference Report, "aye" on rollcall vote No. 453, the Continuing Resolution for FY 1999, "aye" on No. 454 regarding East Timor, "aye" on No. 455 expressing sympathy for Taiwanese earthquake victims, "aye" on No. 456 to protect Social Security, and "aye" on No. 457, the Health Research and Quality Act.

#### TRIBUTE TO HEALTH HILL HOSPITAL FOR CHILDREN

**HON. STEVE C. LATOURETTE**

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 1, 1999*

Mr. LATOURETTE. Mr. Speaker, it is with great pride that I announce the renaming of Health Hill Hospital for Children to the Cleveland Clinic Children's Hospital for Rehabilitation.

Since 1998, Health Hill Hospital for Children has been part of the Cleveland Clinic Health System. Devoted entirely to pediatric development, Health Hill has one of the largest teams of pediatric therapists in the nation. In addition to being one of the world's preeminent medical research and educational facilities, the Cleveland Clinic Health System is northeast Ohio's foremost provider of comprehensive medical and rehabilitative services to children requiring long-term treatment. In 1983, the Cleveland Clinic Foundation became the first medical center in the United States to be designated as a National Referral Center by the Health Care Financing Administration (HCFTA), Department of Health and Human Services. More specifically, Cleveland Clinic Children's Hospital for Pediatric Rehabilitation—Health Hill—is a national health resource for pediatric rehabilitation.

The primary goal for Health Hill is to create a more independent lifestyle for these children and their families. Not only does the hospital's pediatric staff provide excellent care to critically ill and disabled children, but they do so in a comforting and caring environment that

eases the children's fears and worries. For example, by providing unique programs, like the Day Hospital Program, children can receive daily intensive therapy without having to be hospitalized. Day Hospital patients receive therapy, nursing and medical care, yet are able to return home to their families each evening and weekend. Providing patients with the opportunity to maintain their routines and home lives is so important in making a sick child feel as "normal" as possible. The hospital serves children with a variety of illnesses, ranging from spinal cord and head injuries, respiratory problems, feeding disorders, and burns to chronic or congenital medical conditions.

Mr. Speaker, Health Hill Hospital has proven to be more than just a "hospital." Their commitment to providing the highest standards of medical services for special needs children is why they continue to be a shining example of one of the best children's specialty hospitals. Cleveland Clinic Children's Hospital for Rehabilitation is affiliated with the renowned Cleveland Clinic Foundation, ranked among the ten best hospitals in the nation by U.S. News and World Report's annual guide to "America's Best Hospitals." It is exciting to see the resources of this prestigious hospital devoted to the care of children.

Again, I am honored to announce the Cleveland Clinic Children's Hospital for Rehabilitation's new designation, and commend the Foundation's outstanding achievements throughout the past 78 years.

#### INTRODUCTION OF BILL TO EN- SURE FREER AND FAIRER TRADE

**HON. LARRY COMBEST**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Friday, October 1, 1999*

Mr. COMBEST. Mr. Speaker, I am introducing a bill that provides the United States Trade Representative with additional tools to ensure freer and fairer world trade.

For U.S. agriculture, trade is an essential part of their livelihood. Currently exports account for 30 percent of U.S. farm cash receipts and nearly 40 percent of all agricultural production is exported. U.S. farmers and ranchers produce much more than is consumed in the United States, therefore exports are vital to the prosperity and success of U.S. farmers and ranchers.

For years, United States agriculture has provided a positive return to our balance of trade. In order to continue this positive balance, and to improve upon it, markets around the world must be open to our agricultural exports.

One of the biggest threats to trade policy is the inability to make certain the trade agreements are adhered to and other countries live up to their commitments. This weakens support across the country for trade agreements. This is true for farmers and ranchers, and others interested in exporting United States goods around the world.

The bill my colleagues and I are introducing today addresses this issue by requiring that the United States Trade Representative (USTR) periodically revise the list of goods subject to retaliation when a foreign country fails to comply with a WTO ruling. The goal of