

1999, as the 17th President of Talladega College in Talladega, Alabama. Dr. Archie-Hudson will be the first woman to hold this position and the first African-American woman to head a four-year institution in the State of Alabama.

Dr. Archie-Hudson began her affiliation with Talladega College when she attended the college on a full four-year scholarship and obtained a Bachelor's degree in psychology. Following her graduation in 1958, she continued her education at Harvard University, where she obtained a Masters of Education degree. She received her Ph.D. in Higher Education from the University of California in Los Angeles. In 1996, she became a member of the Talladega College Board of Trustees and has served as interim president of the college since July of 1998.

Dr. Archie-Hudson has served in many capacities in higher education in California. She was Associate Dean in the California State University System and Administrator at UCLA's College of Letters and Science. She also served from 1990–1996 as a member of the California State Legislature representing the 48th Assembly District of Los Angeles. While in the Legislature, she chaired the Committee on Higher Education and pursued policy issues in education, health, economic development and children and families. She led the campaign to build the new \$129 million California Science Center in Exposition Park in her district. This is considered one of the most innovative science education facilities in the country.

Dr. Archie-Hudson served as the first non-lawyer member of the Board of Governors of the State Bar of California, the College Commission on Judicial Nominees Evaluation and the California Committee of Bar Examiners. She was elected as a trustee of the Los Angeles Community College District and appointed as Vice President of the California Museum of Science and Industry Foundation. Besides her professional and civic affiliations in California, Dr. Archie-Hudson served for 8 years on the KNBC Public Affairs Program, "Free-4-All."

I am delighted that Dr. Archie-Hudson has returned to Talladega College. I know that she is an inspiration for the students who attend this fine college because of what she has accomplished with her life and her active involvement in the Talladega community. I am proud to salute Dr. Marguerite Archie-Hudson as the new President of Talladega College.

CONFERENCE REPORT ON H.R. 3064,
DISTRICT OF COLUMBIA APPROPRIATIONS ACT, 2000

SPEECH OF

HON. FORTNEY PETE STARK

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Thursday, October 28, 1999

Mr. STARK. Mr. Speaker, I rise today in opposition to the DC/Labor-HHS bill's 3-month moratorium on the Secretary of Health and Human Services (HHS) organ allocation regulations which the President yesterday cited in his veto message as a highly objectionable provision. I also rise today in objection to the Organ Procurement and Transplantation Network Amendments of 1999 (H.R. 2418)—a bill to amend and reauthorize the National Organ Transplant Act of 1984.

Over 63,000 Americans are currently awaiting an organ transplant. Almost 5,000 people die each year in this country waiting for an organ transplant. Unfortunately, the current system is based on geographic boundaries—so that while a patient in one State may wait 21 days for an organ transplant, a patient in another State may wait an average of over 300 days.

The HHS organ allocation regulation attempts to move to a system based on medical necessity instead of geography. As the President stated yesterday: "This rule, which was strongly validated by an Institute of Medicine (IoM) report, provides a more equitable system of treatment . . . its implementation would likely prevent the deaths of hundreds of Americans." The HHS regulation incorporates comments from the transplant community, patients, and the general public to ensure the neediest patients receive organs first—regardless of where they live.

However, the DC/Labor-HHS bill delays the HHS Secretary's organ allocation rules. The current 90-day moratorium may not sound like a lot of time—but to patients awaiting transplants, every day counts.

Furthermore, during those 3 months, much can be accomplished by those who oppose the Secretary's regulation. For example, the Organ Procurement and Transplantation Network Amendments of 1999 (H.R. 2418) could reach the House floor. H.R. 2418 would render moot the recently revised HHS organ allocation regulations. Further, the bill would remove the Secretary's legitimate authority to oversee the program, provide unreasonable protections for the current contractor, while it simultaneously makes data less available to the public.

The United Network for Organ Sharing (UNOS) is the current private contractor in charge of distributing organs procured for transplant. H.R. 2418 essentially gives UNOS a monopoly on the contract. I am submitting the following article from the most recent issue of *Forbes* magazine as further evidence of the need to oppose legislation which protects the current contractor and of the imperative need to oppose any delay of the HHS organ allocation regulation:

[From *Forbes* Magazine, Nov. 1, 1999]

THE ORGAN KING

(By Brigid McMenamin)

Ever since *Forbes* exposed the federal monopoly that's chilling the supply of transplantable organs and letting Americans who need them die needlessly (*Forbes*, Mar. 11, 1996), Health & Human Services Secretary Donna Shalala has been trying to challenge the way United Network for Organ Sharing operates.

But the Richmond, Va.-based cartel will have none of it. Using a heavy-handed mix of litigation, lobbying and bullying of its opponents, UNOS has solidified its position as the federal contractor in charge of deciding which people get new kidneys, livers or hearts.

Under the UNOS system, most organs are shared only within 62 regional territories. A potential recipient in, say, New York, where donations are low, can expect to wait months for an organ to show up, even though there may be so many donors across the river in New Jersey that New Jersey patients are getting transplants after short waits or when they are far from desperate.

Though UNOS has begun to relax the locals-first policy, still, last year 4,855 Amer-

icans died while waiting for transplants. (This doesn't even count people pulled off the list after they became too sick to handle a transplant.) It is a matter of debate how much lower the number of deaths would be if the system for obtaining and allocating organs were more rational. But Consad, a research outfit in Pittsburgh, estimates that at least 1,000 people die needlessly each year.

When Shalala urged that organs be shared over wider regions, UNOS Executive Director Walter K. Graham refused. He decreed, in a memo to his member hospitals and organ banks, that UNOS doesn't have to take direction from the federal government on this point.

UNOS' main source of funding is the \$375 registration fee potential organ recipients must pay to get on the waiting list. That amounts to some \$13 million a year, money that is supposed to be spent mostly to match organs with suitable recipients. In reality, at best half of the money goes to that.

What about the rest? Graham and his 40 board members spend some \$1 million each year on jetting around and on meetings and conferences. A new \$7 million headquarters building is planned. In 1997, some \$1.6 million went for items network officials refuse to explain. "They really never tell you what they're spending money on," says veteran board member John Fung, a liver surgeon at the University of Pittsburgh.

When Shalala tried to exert more control over the rising registration fees, Graham challenged her in a proceeding before the U.S. General Accounting Office, claiming she had no right even to know how she spent the fees. The suit was settled; Shalala backed down.

Why not simply bring in another contractor to ration organs? Good luck. The congressional committee in charge of such matters is headed by Representative Thomas Bliley, from UNOS' home city of Richmond. His cousin Paul S. Bliley is a law partner of UNOS lawyer Malcolm E. (Dick) Ritsch. Last fall, then-Louisiana Congressman Robert Livingston, whose home state includes eight profitable transplant centers, pushed through a bill halting further attempts by Shalala to control the contractor.

After the Senate rejected this moratorium, Livingston got it tacked onto another bill behind closed doors by threatening to hold up funding for the International Monetary Fund. The moratorium ends Oct. 21. But UNOS has already had Wisconsin Congressman David Obey tack another one-year extension onto a bill that was set to go to the full House for a vote in October. His state's four transplant centers stand to lose organs if UNOS loses its grip.

Craig Howe, executive director of the National Marrow Donor Program, recently expressed interest in having his organization bid on the organ contract. After UNOS found out he was interested, his board members, who include 14 physicians, axed him. Although some powerful and prominent surgeons like Fung are an exception, most doctors involved in the business fear offending UNOS lest their organ supply be affected.

In another instance *FORBES* is aware of, UNOS threatened to retaliate against an outfit it perceived as a rival bidder for the organ allocation job.

Tax-exempt groups like UNOS are supposed to make their financial statements available for public perusal. But UNOS hides significant activity behind two little-known affiliates that aren't required to disclose anything.

The first is the UNOS Foundation, a six-year-old shadow organization run by UNOS staffers. Spokesman Robert Spieldenner claims the foundation doesn't have to file tax returns because it brings in less than

\$25,000 a year. The UNOS Foundation owns something called the Transplant Informatics Institute, a for-profit company run by organ network staffers. Transplants Informatics is so secret that even some UNOS board members are unaware that it exists.

What does the institute do? The government thinks it markets UNOS-developed software to organ network members. In an audit looking into the use of registration fees for lobbying, the Office of the Inspector General got just that impression. What the institute really does is analyze and sell organ network data to profit-making companies like Fujisawa, the Japanese firm that sells drugs for transplant patients. When the institute has not been able to cover its costs with such sales, UNOS has used its registration fee income to make up the difference. Prospective organ recipients are therefore effectively funding this hidden business.

You'd think someone on UNOS' board would scream bloody murder about all this. After all, the 40-person board is almost half doctors, dedicated to saving lives. But the directors have little idea what's going on. "The board is kind of in the dark," sighs patient advocate Charles Fiske, a former board member.

"We received an annual financial report and pretty much accepted it as written," says University of Oklahoma transplant doctor Larry R. Pennington, a board member from 1996 to 1998. They really don't know how to interpret the data. "All I'm familiar with is hospital sort of activity," admits transplant physician William Harmon.

Realizing that UNOS is out of control, Shalala has put out feelers for a replacement. "I hope we have some bidders this time," sighs Claude Fox, a pediatrician who, as administrator of the Health Resources & Services Administration, oversees transplants for Shalala. The only prospect so far is Santa Monica-based Rand.

Determined to see that Rand does not walk off with the contract, UNOS' lobbyists are pushing for a law that would insure that Graham's group will keep the contract forever. Last month Biley's committee held hearings on a bill which would require the organ rationing contractor to have experience, something no group but UNOS has. It would also allow UNOS' members to vote on the choice.

"Anything that gives them more of a stranglehold isn't in the public interest," says Fox. "It's like giving the EPA to some land-fill company," says Dr. Fung.

It would be nice if UNOS didn't have a lock on this business. Better still if the federal government stepped out of the process altogether and let doctors come up with creative ways to increase the supply of organs. (How about giving people who sign up as potential donors when they are young some priority in getting organs when they are older?) Once there are enough hearts and livers to go around, there won't be unaccountable arbiters holding sway over our lives.

IN SPECIAL RECOGNITION OF DICK G. LAM, JR.

HON. EDOLPHUS TOWNS

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

Thursday, November 4, 1999

Mr. TOWNS. Mr. Speaker, I rise today to recognize the accomplishments of Dick G. Lam, Jr. He has been instrumental in developing and implementing economic and academic development programs. Dick remains committed to improving the quality of life in his

community. Presently, Dick is the President of Operation Salvation for Youth (OSY). As the president, he directs a Brooklyn based organization devoted to helping youth gain digital literacy and access to new technology. In the program, special emphasis is placed on welfare mothers who have young children. The OSY is currently working with the New York City Housing Authority, the Miracle Makers, Inc., and several private firms on the development of a new project.

Dick's work continues to provide a foundation for social progress. As a Senior Fellow for the Department of Urban Affairs and Planning at Hunter College, he worked to develop a Spatial Analysis Management System to analyze a range of urban problems, including transportation, housing and welfare to work issues. Dick also holds advisory positions as the Senior U.S. Consultant to the Tianjin Municipal Utility Bureau, The Peoples Republic of China and the Senior U.S. Consultant to the All China Taxi Association, The Peoples Republic of China.

Our community is a better place today because Dick has chosen to commit himself to urban renewal and development. Dick has accomplished his objectives by working in key positions such as: Director of the Mayor's Office of Midtown Manhattan Planning and Development, New York City, Director of Transportation and Regional Planning, New York City Planning Commission, and Special Assistant to the Deputy Under Secretary, United States Department of Transportation. Our society is a better place today because of the contributions made by Dick.

I commend Dick G. Lam, Jr. and pray that he will succeed in all future endeavors.

IN HONOR OF MR. RAMON DE LA CRUZ, PRESIDENT OF THE HISPANIC BAR ASSOCIATION OF NEW JERSEY, FOR HIS OUTSTANDING ACHIEVEMENTS THIS YEAR

HON. ROBERT MENENDEZ

OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES

Thursday, November 4, 1999

Mr. MENENDEZ. Mr. Speaker, I rise today to recognize Mr. Ramon de la Cruz, President of the Hispanic Bar Association of New Jersey, for his outstanding work on behalf of the Hispanic Community.

An active member of the Hispanic Bar Association for more than ten years, Mr. de la Cruz was recently appointed as the New Jersey Regional President of the organization. And he has shown continued commitment to its growth and success.

From fighting racial profiling and domestic violence, to battling against anti-diversity efforts across the country, the Hispanic Bar Association has been a motivating and unifying force for the Hispanic community in New Jersey under Mr. de la Cruz's leadership.

In addition, Mr. de la Cruz and the H.B.A. of New Jersey have worked extensively with several associations to bring attention to the lack of Hispanic representation on the New Jersey federal judiciary. Because of his efforts and vision, Mr. de la Cruz was instrumental in the recent recommendation of New Jersey's first ever Hispanic to be nominated to the U.S.

Court of Appeals of the Third District in the State.

Knowing the importance of a clear and unified message from the H.B.A., Mr. de la Cruz served as editor of ABOGADO, the official newsletter of the Hispanic Bar Association of New Jersey, Inc., for four years. Highlighting the accomplishments of fellow Hispanic abogados y abogadas, as well as confronting the tough issues that the Hispanic community faces, Mr. de la Cruz's work has made the newsletter an informative report to the community.

For all of these achievements and for his remarkable leadership, I ask my colleagues to join me in congratulating Mr. de la Cruz and the H.B.A. on another year of hard work and dedication to both the Hispanic community and the State of New Jersey.

INTRODUCING THE SOCIAL SECURITY NUMBER CONFIDENTIALITY ACT OF 1999

HON. KEN CALVERT

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Thursday, November 4, 1999

Mr. CALVERT. Mr. Speaker, I rise today to introduce the Social Security Number Confidentiality Act of 1999. In a time of increasingly easier access to personal information by people other than the owner of that information, "Identity Theft" is becoming more and more of a problem.

Given this significant problem, I found it alarming to learn from senior citizens in my district that the Social Security Administration openly displays a recipient's Social Security number, name and address in the window of the envelope. This same envelope makes its way through the United States Postal system.

By simply taking a quick peek in a mailbox, or in a pile of mail left in a person's car, anyone could obtain the information needed to steal someone's identity. The open display of such private and confidential information is an invitation for scam artists to rip off our senior citizens.

As I investigated this situation, I found that the Social Security Administration knowingly continues this practice. At the same time they advocate the need to keep Social Security numbers confidential.

Ironically, in the July/August issue of Social Security Today, the agency advises us that, "All the information Social Security collects about you is kept confidential: it's protected by law," and reminds us to "protect your Social Security number. Be careful how you use it and keep it confidential whenever possible."

Mr. Speaker, this is a glaring inconsistency that requires immediate attention. My legislation will prohibit the appearance of Social Security numbers on or through the window of unopened Social Security checks. It will allow the Social Security Administration to practice what they preach—that we all need to be careful and keep our Social Security numbers private and confidential. In all fairness, the checks are printed by the Department of Treasury, and my legislation will direct them to change their procedures.

In closing, I ask my colleagues on both sides of the aisle to join me in supporting the Social Security Number Confidentiality Act of