

to operate in this country. Their speedy conclusion also did much to reassure the American public in the wake of the World Trade Center bombing, and they sent a message to terrorists around the world that no person or group can expect to get away with terrorist actions in the United States.

Assistant FBI Director for the New York Metropolitan Area, Jim Kallstrom led the Bureau's largest field office. He supervised agents handling many of the FBI's most sensitive criminal, counterintelligence and counterterrorist cases. He was, and is, a vigorous investigator—truly a cop's cop—and an effective administrator.

One of Jim Kallstrom's best known accomplishments—and his most controversial role—was his direction of the investigation of the TWA Flight 800 explosion of July 17, 1996. My colleagues will remember that 230 people died in that crash and that there was immediate and great suspicion that this was the result of a terrorist or criminal act. There was also a recurrent allegation that the U.S. armed forces had accidentally shot down the aircraft and were trying to cover up their role. That allegation was utterly false, but it acquired a life of its own despite the facts. It was, in fact, one of the first cases of a rumor spread and perpetuated by the Internet.

In the initial days of this case—as the desperate search for any survivors turned into a continuing and heroic mission to retrieve and identify the hundreds of bodies, and as a raft of local and federal agencies converged to handle a multitude of tasks—Jim Kallstrom stepped in and imposed order on the incipient chaos. Over the coming weeks and months, it was the determination and competence of Jim Kallstrom that reassured the American people and gave us all confidence that no stone would be left unturned in the search for any criminal evidence.

In recent weeks, one of my colleagues has raised the possibility that Jim Kallstrom, in the course of pursuing his counterterrorist investigation to the fullest, may have delayed or tried to delay the transmission to the National Transportation Safety Board of a report by the Bureau of Alcohol, Tobacco and Firearms ("BATF") that concluded that the TWA Flight 800 explosion appeared to be caused by a mechanical flaw in the center fuel tank.

Mr. Kallstrom denies that allegation. He insists that he forwarded the BATF report to the National Transportation Safety Board within a few days of receiving it. He admits that he was angry that BATF would issue its conclusions while the counterterrorist and criminal investigation was still ongoing.

I do not know whether Mr. Kallstrom delayed transmission of the BATF report, although I note that two FBI officials testified that he did not. What I do know is that Mr. Kallstrom was performing most admirably in a situation fraught with challenges.

Let me emphasize those challenges. Millions of Americans drew the initial

conclusion that this explosion was caused either by a bomb or by a missile. There was an urgent need not only to conduct a thorough investigation into that possibility, but also to demonstrate to the American people that the United States Government was doing everything humanly possible to bring any perpetrators to justice, while still doing anything humanely possible to meet the needs of hundreds of bereaved families and showing proper respect for the dead.

This was no easy task, and no small one, either. Jim Kallstrom assumed those duties and brought the TWA Flight 800 investigation to a successful conclusion. I say "successful" very purposely, for the investigation did not fail to uncover any terrorist or criminal act. Rather, it eliminated those possibilities and gave the American people confidence that the explosion was instead a tragic accident.

Some have expressed concern that the FBI might have unwittingly delayed necessary action to correct safety flaws in U.S. commercial aircraft. I understand this concern and I would agree that recommendations of the National Transportation Safety Board have not been given sufficient attention by the Federal Aviation Administration. But safety board officials apparently reached the same conclusion as BATF weeks earlier, and they reportedly do not believe that any delay in receiving the BATF report hindered their ability to persuade the FAA to take corrective action.

Some people feel that the FBI was too determined to find evidence of a terrorist or criminal act. I don't doubt for a moment that some investigators found Jim Kallstrom rather intimidating in his determination to find any such evidence. The bad news is that Jim Kallstrom is sometimes intimidating. The good news is also that Jim Kallstrom is sometimes intimidating. He gets the job done. He also projects confidence and determination. That is what was needed of the head of the FBI's New York office, and that is what was needed by the head of the TWA Flight 800 investigation.

I am sorry if some investigators felt that Jim Kallstrom stepped on their toes. But I am happy as can be that he was the man to whom our nation turned when a conspicuously thorough investigation was needed—so as to catch and convict the murderers if there were any, and otherwise to give us complete confidence that the Flight 800 explosion was truly an accident. Jim Kallstrom accomplished that feat, and we are all in his debt for his tremendous service to his country. ●

SECTION 201 TRADE ACTION FILED BY THE DOMESTIC LAMB INDUSTRY

● Mr. CRAIG. Mr. President, during the last 2 weeks, we have been hearing from our colleagues concerned about the lamb industry in the United States

and the Section 201 trade action filed by them. I would like to join them in commenting on the situation and dispel some myths and confusion surrounding the Section 201 trade action filed by a coalition representing the domestic lamb industry.

The case now lies before the President, and I urge him to impose strong, effective restrictions that will curb the devastating surge of imports that has swamped the domestic lamb market and now threatens to drown an entire industry.

Some worry the nations of Australia and New Zealand may retaliate against the United States if we take action to protect our domestic industries. They won't because they can't—not for at least three years. That is because of the laws that govern the Section 201 case—laws that, let me be clear about this, are and have been a part of every single trade treaty this nation has signed since the Trade Act of 1974. That means all signatories to GATT also signed onto the Section 201 provisions.

Importers say they have not done anything unfair. The U.S. lamb industry never said they had. Frankly, the Section 201 rules don't pertain to unfair trading. It is never alleged, never argued, never considered. The only things that matter in a Section 201 case are whether imports have risen drastically over the recent time period.

There is also the question of harm. A section 201 case is a lot tougher to prove than dumping, or subsidies, or yes, unfair trading. The domestic industry is required to prove that imports are a "substantial cause" of significant injury or threat of significant injury.

You will hear arguments from importers about how their actions aren't to blame. About how their price undercutting, their deliberate decision to swamp the market with cheap, imported product, in the face of ample notice of the harm being done, isn't to blame for the financial ruin now snaking its way through the domestic lamb industry.

The International Trade Commission heard those arguments. They heard all about the Wool Act, about the coyotes, about grazing fees and organization. They heard it all, and those six Commissioners rejected those arguments. They rejected them when the Commission unanimously ruled that imports threaten the domestic lamb industry with irreparable harm. After that ruling, those arguments by importers are not a factor in this case.

You will also hear talk of cooperation. Of how the New Zealand and Australian industries want to work with the domestic industry. Let me ask you, why are we hearing about cooperation now? Where was the importers' cooperation when fourth-generation ranches faced bankruptcy? When processors were losing accounts left and right to cheap imports? When the leaders of the domestic industry publicly announced their intention to file the Section 201 trade case?

Nowhere, is the answer. As the domestic industry reeled under the unrelenting wave of cheap, imported lamb, the importers have been busy breaking records. Month after month in 1998, the imports flooded the domestic market, shattering records. When it ended, a record-making 70.2 million pounds of imported lamb had saturated the American market. But the importers are not finished yet. Even as the ITC conducted hearings, the level of imports were rising—in the first three months of 1999 alone, imports are up nine percent over 1998 levels, and an astonishing 34 percent above 1997 levels. If this pace keeps up, the record-making import levels of 1998 will be shattered, as will domestic sheep industry.

I urge the President to curb this devastating surge of cheap imports. The domestic industry won a fairly fought legal case governed by laws embedded in this nation's trade treaties. To do anything less than ordering strong, effective trade restrictions would signal to industries in the United States and abroad that our laws will not be enforced.

As I said before, the case now lies before the President. I urge him to act on the unanimous recommendation by the International Trade Commission for four full years of trade restrictions. This follows ITC's unanimous conclusion that the domestic lamb industry is seriously threatened by the deluge of imports that has swamped the U.S. marketplace and now absorbs one-third of all American lamb consumption.

The six Commissioners were unanimous in their recommendation for trade restriction, but offered three options on how it should be applied. The ITC's options range from a straight quota to a straight tariff to a tariff-rate quota.

The importers have already identified the one ITC recommendation which would do nothing to stop their already disastrous effect on the marketplace. A report of an interview with Australian Trade Minister Tim Fischer identified the ITC's tariff-rate quota as likely to have "minimal effect on present Australian exports."

Minimal effect. Esteemed colleagues, we did not create the 201 provision in our trade laws to have "minimal effect." We did not create a provision that is tougher to prove that dumping, than unfair trading. We created the 201 provision as a just way for a domestic industry that has been injured or threatened by imports to turn to its government for help.

The ITC offered three recommendations. The U.S. lamb industry has studied those recommendations and found the "common ground" among them.

The industry needs strong, effective relief. Here is what they are asking for:

A two-tier, four year tariff rate quota program with tariffs both below and above a set level of imports. In year one, tariffs would be 22 percent on lamb meat imports up to 52 million pounds, with a 42 percent tariff on imported

lamb beyond the 52 million pound mark.

Year two calls for a 20 percent tariff up to 56 million pounds, and a 37.5 percent tariff above the 56 million.

Year three involves a 15 percent tariff up to 61 million pounds and a 30 percent tariff above the 61 million pounds.

Year four, the final year, calls for a 10 percent below-quota tariff up to 70 million pounds and an above quota tariff 20 percent above the 70 million pounds.

I join my colleagues in urging the President to order this request into action. It provides desperately needed, strong, effective relief to both curb this unprecedented, record-breaking, surge of imports and the devastating price undercutting that accompanies it.

This case is important for this nation's agriculture community. It's being watched throughout our rural towns, farms and ranches. If the President does not implement an effective remedy for the lamb industry, which has followed our laws and proved its case, an unmistakable signal would be sent to agriculture and rural interests throughout the United States.●

YOUNG MARINES

● Mr. DOMENICI. Mr. President, in the aftermath of the tragedy at Columbine High School, and in the midst of our debate on Juvenile Justice issues, I am proud to offer tribute to the youth group known as the Young Marines. The Young Marines is the official youth program of the Marine Corps League and the focal point for the Marine Corps Youth drug demand reduction effort. Its mission is to promote the mental, moral, and physical development of young Americans. All of its activities emphasize the importance of honesty, courage, respect, loyalty, dependability, and a sense of devotion to God, community, and family.

After World War II, members of the Marine Corps League discussed the possibility of establishing a Marine Corps League Youth program as a civic project for detachments and to create interest in the League. For historical purposes, the birth of the Young Marines was in Waterbury, Connecticut in 1958. The official charter was issued on 17 October 1965 and thereafter the program spread thought the country.

In this age where the youth of America has been labeled as troubled or misguided, their detractor's fail to notice that there are groups and organizations which do take the time to participate in the lives of our youth, to guide them in a world that is full of distractions, and of glorified violence. It makes me very proud to be able to identify an organization whose goals are to promote the mental, moral, and physical development of its members, to instill in its members the ideals of honesty, fairness, courage, to stimulate an interest in, and respect for, academic achievement and the history and traditions of the United States of

America. The Young Marines work to promote physical fitness through the conduct of physical activities, including participation in athletic events and close order drill. Any maybe what is most important, the Young Marines stress a drug-free lifestyle through a continual drug prevention education program.

Much has been said about the troubles of today's youth, and recent events have illustrated what can happen when teens consider themselves outsiders or without purpose or guidance. I think it's time that we give the recognition and respect to the groups and the youth who do participate in these groups, that which they deserve. I believe that the guidance that groups such as the Young Marines provide is more effective than any legislation can possibly be. And maybe we can start producing real role models that teens can relate to, instead of offering them the glorification of violence and drug use which is so prevalent in the movies and on television. I welcome the opportunity to extend my support to the young people of New Mexico who are participants in this vital program. I firmly believe the experience as Young Marines will greatly contribute to their future success.●

TRIBUTE TO AUSTIN T. SMYTHE

● Mr. ABRAHAM. Mr. President, I rise to join the Chairman of the Budget Committee, Senator PETE DOMENICI, in recognizing Mr. Austin Smythe's service to the United States Senate. At the end of this week, Austin will join the private sector after 15 years as a key staff member of the Senate Budget Committee.

As a member of the Senate Budget Committee over the past 5 years, my staff and I have had the pleasure of working with Austin on a variety of budget-related issues. He has been extremely helpful to this Senator, offering his invaluable advice and expertise in the drafting of several bills and amendments that I have sponsored or cosponsored, most recently the Mandates Information Act and the Social Security Preservation and Debt Reduction Act. As Senator DOMENICI said in his statement, Austin is "a Senator's dream staffer"—extremely knowledgeable, hard-working, dedicated, and able to distill complex topics in terms even Senators can understand.

We will miss Austin Smythe's contribution to the U.S. Senate and to the Nation and wish him success in his new endeavors.●

MISCELLANEOUS TRADE AND TECHNICAL CORRECTIONS ACT OF 1999

Ms. SNOWE. Mr. President, I ask unanimous consent the Senate now proceed to the consideration of Calendar No. 17, H.R. 435.

The PRESIDING OFFICER. The clerk will report.