

DEVELOPMENTAL DISABILITIES
ASSISTANCE AND BILL OF
RIGHTS ACT OF 2000

SPEECH OF

HON. JAMES H. MALONEY

OF CONNECTICUT

IN THE HOUSE OF REPRESENTATIVES

Tuesday, July 25, 2000

Mr. MALONEY of Connecticut. Mr. Speaker, this week marks the 10th anniversary of the Americans for Disability Act, which has helped all our fellow Americans to realize their full potential. In this regard, I was pleased to attend a ceremony last month here in the U.S. Capitol Building at which Pitney Bowes, a worldwide leader in messaging technology based in Connecticut, received the Blind American Veterans Foundation's Corporate Award for their development of the Universal Access Copier.

This revolutionary copier incorporates many leading technologies, including the first-ever use of advanced speech recognition in a copier. This speech recognition software can "learn" any user's voice pattern, including those with speech disabilities, and respond to any language. This enables users to operate every feature of the copier merely by stating simple commands. In addition to voice activation, a touch screen and Braille keyboard allows operators to choose how they prefer to operate the system. The copier also adjusts to different heights allowing people with mobility limitations, including those in wheelchairs, to operate it. The Universal Access Copier assists those with disabilities in enjoying employment opportunities that may not have been previously available to them.

At the ceremony, John Fales, Jr., President of the Blind American Veterans Foundation (BAVF), presented the award to Michael Critelli, CEO and Chairman of Pitney Bowes. This was the 15th annual George "Buck" Gillispie Congressional awards ceremony held as part of the 2000 Flag Week events. For those who may not know, BAVF was launched in 1985 by three American Veterans who lost their sight during service in Korea and Vietnam—John Fales (USMC), Don Garner (USN) and Dennis Wyant (USN). All these individuals had achieved successful careers despite their blindness but they realized that many sensory disabled veterans had not had the same opportunities afforded them. Accordingly, they determined to form the foundation and pursue its goals of research, rehabilitation and re-employment.

I am proud to say the Universal Access Copier was developed at the Pitney Bowes Technology Center, which serves as the company's "innovation incubator", and symbolizes Pitney Bowes' ongoing commitment to excellence in research and technological development. The Technology Center sits on a nine-acre site in my congressional district in Shelton, Connecticut and provides a consolidated engineering campus for several hundred engineers, scientists, and programmers. The company was previously honored for development of the copier when it was presented the Computerworld Smithsonian Award which recognizes vision, leadership and innovation through outstanding use of information technology. Pitney Bowes' Universal Access Copier was singled out for the help it offers 34 million Americans with disabilities of working age

in living and working more independently. The copier has also been inducted into the permanent Smithsonian Institution's Research Collection alongside such famous technological innovations as Samuel Morse's original telegraph.

The copier is only one of many Pitney Bowes' technological innovations. For the last 14 years, the company has ranked in the top 200 companies receiving U.S. patents. Pitney Bowes has received over 3,000 patents worldwide, with an average of more than 100 issued every year.

Mr. Speaker, Pitney Bowes unwavering commitment to bring innovative technologies to all, including those with disabilities, truly stands out. I commend them on their work and look forward to their continued success.

TRIBUTE IN APPRECIATION OF
DANIEL ZARAZUA

HON. JAMES A. BARCIA

OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES

Thursday, July 27, 2000

Mr. BARCIA. Mr. Speaker, today I congratulate Chief Master Sergeant Daniel Zarazua on his retirement from the Air Force and in appreciation for the many years of dedicated service that he has given to his family, his community, and his country.

Born August 5, 1952, Daniel Zarazua has lead a heroic and inspirational life. He joined the United States Air Force in 1970, and after completing basic training and technical school, he graduated as a Medical Service Specialist at Sheppard Air Force Base in Texas. He has served all over the world, including assignments in Taiwan, the Philippines, Italy, and Korea, and rose from the rank of Airman to Chief Master Sergeant in less than 20 years. He has received the Meritorious Service Medal, the Air Force Commendation Medal, and the Air Force Achievement Medal, among other decorations during his distinguished career.

But Daniel Zarazua has always been more than just a soldier. He has always been a dedicated family man. Ask his mother Lila, a truly remarkable woman in her own right, and she will tell you that her son, Dan, called her nearly every single Monday throughout his military career. And with a wife and two children of his own, seven natural siblings, nine step-siblings, he has had opportunities to be a husband, a father, a big brother, a little brother, and an uncle.

Throughout American history, there are stories of great heroism, tremendous sacrifice, and epic courage. America is safe and free because generations of men and women willingly endured the hardships and sacrifices required to preserve our liberty. They answered the call and were there to fight for the nation, so that all of us could enjoy the freedoms we hold so dearly. America is truly the land of the free and home of the brave because of men like Daniel Zarazua who were willing to risk their life at the altar of freedom.

It was General George Patton who said "Wars may be fought with weapons, but they are won by soldiers. It is the spirit of the soldier who follows and of the soldier who leads that gains the victory." Mr. Speaker, Daniel Zarazua has always been a "soldier who

leads", and I ask all of my colleagues to join me in honoring him for his unending dedication to his family, his community, and his country. I could go on and on about Daniel's patriotism, but I wanted to recognize him for all that he has done, and wish him well in the days ahead, days that will be filled with all the good fruits of a well-deserved retirement. I know that he will spend even more time with his mother, his wife Sue, and his two children, Dan and Monica. Daniel Zarazua has lived a truly incredible life, and he serves as a role model and an inspiration to everyone who has had the pleasure to know him.

CONGRATULATING JAMES AND
COKE HALLOWELL

HON. GEORGE RADANOVICH

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Thursday, July 27, 2000

Mr. RADANOVICH. Mr. Speaker, I rise today to congratulate James and Coke Hallowell for winning the Excellence in Business Hall of Fame Award for 2000.

James started working at his father's dealership in 1955, and assumed control of the company in 1968. It was a small company in a rural community. By 1999 Hallowell Chevrolet sold 2,000 vehicles and generated \$65 million in sales. James retired from the business in 1999, when he sold the dealership to his partner Bill Hendrick.

Over the years James and Coke have received numerous honors. James has received the Leon S. Peters Award, Fresno Junior Chamber of Commerce Award as Fresno's Outstanding Young Man in 1969, Time Magazine's Quality Dealer Award in 1971, and Fresno State's Alumnus of the Year award in 1974. Coke has been the State Center Community College District trustee for two terms.

James and Coke have contributed their time, efforts, and money to charitable and civic causes as well. Coke has been deeply committed to the San Joaquin River Parkway since 1985. James has been active with the Fresno Philharmonic Orchestra, is currently president-elect of the Fresno Business Council, and has a seat on the Community Medical Center's Board of Directors.

Mr. Speaker, it is my pleasure to congratulate James and Coke Hallowell for winning the Excellence in Business Hall of Fame Award for 2000. I urge my colleagues to join me in wishing them many more years of continued success.

MABANK CENTENNIAL
CELEBRATION

HON. RALPH M. HALL

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

Thursday, July 27, 2000

Mr. HALL of Texas. Mr. Speaker, it is my privilege to rise today in recognition of the Centennial Celebration of MaBank, Texas in the fourth Congressional District. Mabank was established in 1889 when two ranchers, Mason and Eubank, convinced railroad officials to build their line through their ranches. Thus, the community Mabank was formed and

named for these two ranchers—and one-hundred years later continues to be a thriving community beloved by its dedicated citizens and filled with community spirit.

To celebrate this important milestone, Centennial Committee Chairman Robert Eubank, and members Louann Confer, Larry Teague, Jim Clark, John Hyde, Tom Whatley, Hughla Beets and Andrea Pickens, along with Centennial Coordinators Vicky Watters and Scott Confer, are planning a festive week of activities from October 3 to 7, 2000.

The celebration will begin with a tribute to Veterans that will include a special salute fly-over by F-16's from the 457th Fighter Squadron. The Mabank Band will present a patriotic concert and other Mabank Independent School District students will perform dances representative of various periods during the last century. There also will be a skit depicting the history of Mabank. Area churches will come together one evening for singing, and several groups, including the contemporary Christian band "Forty Days" will close the evening's events.

A carnival will run through the remainder of the week, and there will be an authentic representation of the Wild, Wild West, among other special events. Friday night the Mabank Panthers football team will take on their traditional rival, the Kemp Yellow Jackets. On Saturday, a parade commemorating the history of Mabank will begin at Mabank High School. The three acres adjacent to the new Pavilion and Rodeo Arena will be bustling with the carnival, a chili cook-off, classic and antique car show and an arts and crafts festival. Other activities include a quilting show and a domino tournament. Centennial week events will culminate with a concert starring Mark Chesnutt and Woody Lee as featured entertainers.

Mr. Speaker, centennial celebrations are important footnotes to our nation's history. We have much to be thankful for in our great nation, and I join the citizens of Mabank in celebrating the rich history of their hometown during their Centennial Celebration this year. I would have a difficult time in discussing Mabank and not remembering a great part of the bedrock of this city, county, state and nation—the late Andrew Gibbs. Space and time prevent me from listing his many contributions, and acts of kindness and friendship, but suffice it to say that he is missed by all who knew him. So as we adjourn today, let us do so by paying tribute to the Centennial Anniversary of Mabank, Texas, and to one of its most distinguished citizens, the late Andrew Gibbs.

JUSTICE FOR VICTIMS OF TERRORISM

SPEECH OF

HON. BILL McCOLLUM

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

Tuesday, July 25, 2000

Mr. McCOLLUM. Mr. Speaker, I rise in support of H.R. 3485, the Justice of Victims of Terrorism Act, which I introduced and which has strong bipartisan support in Congress. This bill amends law first passed in 1996 to allow justice for the victims of state sponsored terrorism and to hold terrorist states accountable for their conduct. Under current law, these victims are entitled to compensation out

of frozen assets in the United States of the guilty terrorist state once the victim obtains a federal court judgment. Sadly, however, the Administration is denying these victims, such as Stephen Flatow, the Brothers to the Rescue families, Terry Anderson and the other victims of terrorism in Lebanon, the justice they deserve.

In response to the President's urging, Congress passed in April 1996 a provision in the Anti-Terrorism and Effective Death Penalty Act [28 U.S.C. 1605(a)(7) and 1610(a)(7)] which gave victims of terrorist acts the ability to sue the state sponsors of those acts in federal court. This is one of seven exceptions to the jurisdictional immunity of a foreign state. The 1996 Anti-Terrorism Act also made an exception to U.S. sovereign immunity in order for such victims who are awarded judgments to proceed against the frozen, or blocked, commercial assets of that terrorist state that are held in trust by the United States government. The Act gave victims the ability to proceed against terrorist-owned assets regardless of whether those assets were involved in the terrorist act itself.

In October 1998, Congress passed Section 117 of the Fiscal Year 1999 Treasury Department Appropriations Act to clarify the assets of terrorist states available to victims of terrorism for attachment and execution of judgments. At the insistence of the Administration, however, that legislation gave the President a waiver to block the attachment of certain assets, if he deemed it to be in the interest of national security. Instead, the President exercised that waiver to essentially nullify the law and deny compensation out of frozen assets in every case to date.

H.R. 3485 remedies the Administration's failure to enforce the law in two ways. First, the bill amends the definition of "agency or instrumentality of a foreign state" to allow victims to proceed against assets that are majority owned by terrorist states. This gives victims a practical remedy in collection upon terrorist assets. Second, the bill narrows and clarifies the President's national security waiver to explicitly allow the President to protect diplomatic property, but not commercial assets.

I am concerned that the President has exercised what was intended to be a narrow national security waiver too broadly and contrary to the clear intention of Congress both in the 1996 Anti-Terrorism Act and particularly, in the FY99 Treasury Department Appropriations bill. In Section 117 of the FY 99 Appropriations bill, Congress intended a narrow waiver as interpreted in the case of *Alejandro v. Republic of Cuba*. Let me make it absolutely clear on top of any reading of past statements or reading of the Committee Report in relation to H.R. 3485 that the waiver is a narrow one, and this bill replaces that waiver with language that limits the President's power to protect only diplomatic property as defined under the Vienna Convention.

I am also concerned about the difficulty that victims of terrorism have had in executing against the blocked assets of terrorism sponsoring states because of the lack of information available from the foreign state. H.R. 3485 is intended to make it easier for victims to execute against these assets by clarifying that the victims are not required to meet additional hurdles of proof, including the alter-ego test or a showing of a daily control as has been applied based on the Supreme Court's 1983 de-

cision in *Bancec*. Again, let me make it clear that H.R. 3485 eliminates any of these additional hurdles not intended to be imposed under Section 117, and instead allows for a showing of majority ownership by terrorist states.

The President and Administration officials encouraged victims to take terror states to court under the 1996 Anti-Terrorism Act. Yet now, in contradiction to the President's words, the Administration refuses to allow compensation out of the frozen assets of terrorist states against whom judgment have been rendered. As a consequence, those who have committed acts of terror resulting in the death of American citizens are effectively going unpunished.

In addition to the Brothers to the Rescue families who suffer from Cuba's 1996 shootdown of civilian aircraft, this legislation assists two well-known victims of Iranian-sponsored terrorism. In a tragic case, the family of Alisa Flatow won a judgment against the government of Iran for its involvement in a bus bombing in Israel in April 1995 that took her life. Months after Stephen Flatow received his judgment in federal court, the President exercised the national security waiver to prevent the Flatow family from attaching Iranian assets in the United States. Another example is the horrific story of Terry Anderson, who as we all recall, was barbarically held in Beirut by terrorists sponsored by Iran for over seven years. Several months ago, Terry Anderson won a judgment against Iran and he now joins other former Iranian hostage sin seeking compensation and justice. Recently, the Eisenfeld and Duke families own a judgment for the murder in a bus bombing in Israel of their son and daughter, who were engaged to be married at the time. Also, Robin Higgins whose husband, U.S. Marine colonel, was brutally murdered by terrorists sponsored by Iran in Lebanon is currently in the process of seeking her judgment.

The Administration has used a variety of evolving arguments to deny these victims the justice they deserve. These arguments were presented before a Committee hearing in the other body, discussed in a hearing I chaired in the Subcommittee on Immigration and Claims, and enumerated in responses to questions I submitted to Treasury Deputy Secretary Stuart Eizenstat. I have considered the Administration's arguments and have determined, along with other colleagues of mine, they do not hold up.

I hope my colleagues on both sides of the aisle will support this important and necessary legislation to finally bring justice to the victims of terrorism and to deter terrorist acts against U.S. citizens by making those state sponsors of terrorism pay.

INTRODUCTION OF THE "VIOLENCE AGAINST WOMEN CIVIL RIGHTS RESTORATION ACT OF 2000"

HON. JOHN CONYERS, JR.

OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES

Thursday, July 27, 2000

Mr. CONYERS. Mr. Speaker, I am proud and honored today to be joined by Ms. BALDWIN, Ms. MALONEY and 40 other co-sponsors to introduce the "Violence Against Women Civil Rights Restoration Act of 2000."

The Violence Against Women Act of 1994, or "VAWA," was historic legislation that contained a broad array of laws and programs to