

approved HIV testing systems. In our efforts to help people learn their HIV status, we must guarantee access to all HIV testing options, like urine testing.

A first step in this direction is to become involved in the upcoming National AIDS Testing Day. The National AIDS Testing Day is coordinated by the National Association of People with AIDS (NAPWA), which Calypso Biomedical supports.

I strongly encourage all of my colleagues to become involved with this effort.

TRIBUTE TO LOWELL PAXSON

HON. MARK FOLEY

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

Tuesday, October 17, 2000

Mr. FOLEY. Mr. Speaker, I would like to take this opportunity to recognize a distinguished broadcaster and American, Mr. Lowell "Bud" Paxson. Mr. Paxson has been involved in the broadcasting industry for over 40 years, providing wholesome and family-friendly programming to millions of people nationwide.

PAX TV, founded by Paxson and headquartered near my West Palm Beach home, provides safe programming that the whole family can enjoy. This network has been welcomed by American parents seeking an alternative to much of the violent and sexually suggestive programming currently being marketed to America's children. As a result, the popularity of PAX TV has made it the seventh largest television network in the country.

Bud Paxson is a good friend and an upstanding civic leader. Last year, he received the "Entrepreneur of the Year" award by Florida Atlantic University. This year, he received an honorary Doctor of Laws degree by Barry University. This honor is given to individuals who have been recognized for outstanding achievements in their profession, communities, and the world.

Today I want to honor Bud for his excellent corporate example as well as thank him for his friendship and selflessness.

H.R. 5164: TRANSPORTATION RECALL ENHANCEMENT, ACCOUNTABILITY, AND DOCUMENTATION ACT

HON. EDWARD J. MARKEY

OF MASSACHUSETTS

IN THE HOUSE OF REPRESENTATIVES

Tuesday, October 17, 2000

Mr. MARKEY. Mr. Speaker, I rise to offer a few brief additional comments on the so-called "TREAD Act," which passed the House last week in order to clarify the intent of one key provision that was added after committee consideration.

The legislation as it arrived on the floor included a provision addressing child restraints. This was a provision that Representative SHIMKUS (R-IL) had promoted and a subject in which we engaged in a colloquy at the Commerce Committee markup on the bill. I am very pleased that this provision was added to the legislation as it was deliberated on the House floor.

Mr. Speaker, it has become increasingly apparent that child restraints are too often mar-

keted for children who are larger and heavier than the anthropomorphic test dummies used by National Highway Traffic Safety Administration (NHTSA) in the sled tests that the agency utilizes. This was highlighted for the Commerce Committee members through the work performed by Consumer Reports magazine. Its independent testing demonstrated that child restraints tested with a child at the highest weight recommended by the manufacturer of that product failed. The House added the provision dealing with child restraints to the TREAD Act specifically to encourage NHTSA to allow child restraints to be marketed for children at specific weights only if the restraint has been tested at that weight, even its this means adding weights to a dummy during testing.

Although NHTSA's standard specifies that child restraints be tested at an impact of 30 mph, the Consumer Reports investigation uncovered that tests are regularly conducted at speeds as low as 27.6 mph. This 3-mph differential mean that only 81 percent as much energy is going into the crash. Again, the Consumer Reports' testing indicated child restraint failures when testing was carried out at 30 mph.

As a result, I strongly encourage NHTSA to require testing be carried out at speeds of 27.9 to 30.3. American families will be better served by such testing and I thank the Speaker for the opportunity to include these views in the CONGRESSIONAL RECORD as part of the legislative history on this particular provision of the TREAD Act.

TRIBUTE TO THOMAS J. CAULFIELD, INDUCTEE, W.N.Y. BASEBALL HALL OF FAME

HON. JACK QUINN

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

Tuesday, October 17, 2000

Mr. QUINN. Mr. Speaker, I rise to salute the individuals who were inducted into the W.N.Y. Baseball Hall of Fame on September 27, 2000 and pay special tribute to Thomas J. (Sarge) Caulfield, inducted posthumously, for his lifelong commitment to baseball, the youth of the City of Buffalo and the local and national community.

Tom, or "Sarge" as he was affectionately referred to, spent a lifetime teaching, coaching, helping and guiding young men throughout the Niagara Frontier. It is not clearly known how Tom acquired the nickname "Sarge" although there were several theories. One involves his uncanny knack of referring to others as Sarge. Another, and probably closer to the reality, holds that it came from his unique ability to take charge of even the most difficult situation, always with an eye for taking care of his charges, and confronting it with his popular refrain, "not a problem."

In his youth, Tom was an outstanding athlete and baseball player and, indeed, considered by some a professional prospect. He received All-High honors as a baseball player at South Park High School in 1933. Moreover, in 1932, he played for the Millers, New York State Legion champions, and for the Haff and Haskins, 1935 Buffalo Municipal Baseball Association (MUNY) champions. In 1938, he moved to coach/manager leading the South

Buffalo Businessmen to a MUNY championship behind pitchers Warren Walters and Warren (Lefty) Spahn, who went on to become the winningest left-handed pitcher in major league baseball. Interestingly, it has been said that Tom was instrumental in the purchase of "Lefty" Spahn's first pair of baseball spikes.

Tom's passion for baseball and his commitment to youth development lead him to progress from player, to coach, to manager and, ultimately, to distinguish baseball organization official. In 1969, "Sarge" received a special award from the MUNY league for his outstanding contributions to Western New York baseball. In 1976, Tom served as the president of MUNY baseball. More significantly, in 1968, he was named "Man of the Year" by the National Amateur Baseball Federation (NABF), a national organization dedicated to amateur baseball and known as the "oldest sand lot organization in America, operating continuously since 1914." Tom was praised by the NABF for his overall contributions to amateur baseball and credited as "one of the top fund raisers for the youth of America." "Sarge," who served as NABF president in 1977, was instrumental in getting the City of Buffalo to host the NABF National Tournament and, by all accounts, did such a magnificent job as a host city official, that the NABF honored Buffalo by returning the tournament to our great city the following year. Through his efforts on behalf of and association with the NABF, Tom was memorialized in the baseball hall of fame at Cooperstown, N.Y. As reported at Tom's induction into the Hall of Fame, in the 1960's and 1970's, "Sarge" was probably the most influential person in amateur baseball throughout the United States. "Sarge" also managed for many years the Ramblers. Originally started as a South Buffalo team, expanded over the years, the Ramblers became a highly competitive force in local amateur baseball.

However, there is another side to Tom Caulfield that deserves special mention because of its impact on Buffalo area youth. Tom, as Superintendent of the Department of Parks for the City of Buffalo, sincerely believed that participation in sports coupled with an opportunity to work, kept youngsters "off the streets." He worked tirelessly in helping his players and others get jobs for the city and elsewhere. In fact, it has often been repeated by former players and employees that if it were not for the tutelage, encouragement and guidance of the "Sarge," the positive life choices they made would never have been available. One example of his commitment to lend a helping hand, even when not expected, involves a city worker who was experiencing an increasingly troublesome attendance problem. Even though Tom was the head of the Department and receiving pressure from the supervisor, who worked for Tom, to fire the individual, he got up early one morning and drove to the delinquent worker's house and woke him up to take him to work. When the worker complained that Tom had no right to come to his house, Tom calmly pointed to and named the worker's four children and wife as the basis of his right to take such action. The attendance problem was solved.

Although Tom was better known for his practicality and problem-solving acumen, he was also deeply philosophical about parks and recreation. With the passion and understanding generally attributed to the preeminent

urban planners and landscape architects of our time, Tom, sincerely believed, and practically applied, during his long tenure with the Parks Department, the concept that harmonious urban living demanded adequate opportunities for individuals to recreate. His pride and efforts in the development and maintenance of recreational outlets was formally recognized in 1974 when the Buffalo Recreation Society presented him with its Outstanding Service Award.

Finally, in spite of all his work on behalf of others, Tom utilized his unique talents and considerable energy to balance his outside activities with an extreme dedication to his own family. Therefore, it is with great pleasure and pride that I join Tom's family, especially his wife Mary (Hanratty), who passed away in 1999; his daughter Marilynn; his sons Mark J., John T., and Thomas E.; his grandchildren John, Alyson, Liam, Lauren, John A. (Jace), Molly; his great grandchildren Rachel, Bridget and great-great grandchild, Maria Christina; his former players, proteges, employees, friends, and a grateful city in giving special recognition for his induction into the W.N.Y. Hall of Fame and his immeasurable contributions to youth development in the Buffalo area.

Mr. Speaker, if the measure of a man's life is his positive influence on others, it can be said, without equivocation, that the legacy of Thomas J. Caulfield will continue for generations through the lives of those he mentored and touched.

WELCOMING TRADITIONS!

HON. TOM UDALL

OF NEW MEXICO

IN THE HOUSE OF REPRESENTATIVES

Tuesday, October 17, 2000

Mr. UDALL of New Mexico. Mr. Speaker, I would like to bring to your attention the grand opening of Traditions! which is located in my district. Let me first start by thanking Michael Gallegos and James Long and the many others who have worked so hard to establish a shopping and cultural center that keeps alive the culture, traditions and heritage of New Mexico.

While New Mexico proudly proclaims itself as the State of many cultures—some call it a melting pot, others a mosaic—we all have at least one thing in common, and that is keeping together our strong connection to the history and traditions of our state. The heritage of those cultures is rich and proud, is very much alive here today, and one which should be cherished and passed on.

Traditions! has been boasted in various articles as most likely being the largest incubator program for start-up retail businesses my state has ever seen. Traditions! is one of the few multicultural centers in the country that showcases and preserves New Mexico's unique rich, and historical cultures.

This center will contain unique stores and shops that will showcase Indian and Hispanic Arts. Visitors find restaurants which reflect the culinary specialties of New Mexico—like posole, tortillas and green chile burgers. The center will serve as a gathering place where both residents and tourists can come to learn about the culture and traditions of New Mexico.

Native American, Spanish, Mexican, and Anglo cultures will all be featured during year

round events and performances—such as exhibits, shows, and festivals.

The economic impact that the center will have is also impressive. More than a hundred jobs will be created, and over a thousand artists will be invited to showcase and sell their work.

That is why Traditions! is so relevant. For our future to be as promising as our past has been successful, we need to keep alive the cultural traditions, history, and heritage of our state. This center not only contributes to the economy of our state—it also helps to preserve our history and spirit.

DOMESTIC VIOLENCE AWARENESS MONTH

HON. EARL POMEROY

OF NORTH DAKOTA

IN THE HOUSE OF REPRESENTATIVES

Tuesday, October 17, 2000

Mr. POMEROY. Mr. Speaker, during the month of October, people across the nation will don purple ribbons in support of National Domestic Violence Awareness Month. As an effort to increase public awareness of a problem that causes anguish to so many, residents in my home state of North Dakota, as well as across the nation, will participate in myriad events, such as candlelight vigils, "Take Back the Night" rallies, and other educational demonstrations.

Domestic violence is one of our nation's most prevalent, yet misunderstood, tragedies. The North Dakota Council on Abused Women's Services recently released statistics concerning domestic violence and sexual assault in 1999 that should alarm us all. Last year, 5,821 incidents of domestic violence were reported to crisis intervention centers in North Dakota. These incidents involved 3,597 new victims. Among the victims, 95% were women, 37% were under the age of 30, and 2% were under the age of 18.

The North Dakota Council on Abused Women's Services also reported that at least 4,750 children were directly impacted by domestic violence incidents in 1999. This does not include the large number of unreported cases. Withdrawal, low self-esteem, nightmares, self-blame and aggression against peers, family members and property are just a few of the emotional and behavioral disturbances that children who witness violence at home display. These effects stay with a child ultimately influencing their educational, professional and personal life.

While commemorating this month of awareness, I am proud to also mark the sixth anniversary of one of the most important stands Congress has ever taken against domestic violence: The Violence Against Women Act (VAWA). Through programs that bolster prosecution of sexual assault and domestic violence, increase victim services, and step up education and prevention activities, VAWA has gone far to protect individuals from sexual offenses and domestic abuse. I am pleased to announce that through a bipartisan effort H.R. 1248, the Violence Against Women Act of 1999, of which I was an original co-sponsor, passed in the House of Representatives. This legislation reauthorizes VAWA programs for five more years allowing a number of federal grant programs intended to care for those affected by these tragic crimes to continue.

Domestic violence will not end until the nation as a whole unites in saying "no more!" Each time one person learns of a domestic violence situation and decides to turn her head she is, in effect, approving of the situation and allowing it to continue. As members of society we must become proactive and take a stand against this horrific situation.

H.R. 5474 AMENDING TITLE 38 TO PROVIDE COMPENSATION FOR VETERANS DISABLED BY TREATMENT OR VOCATIONAL REHABILITATION

HON. PATSY T. MINK

OF HAWAII

IN THE HOUSE OF REPRESENTATIVES

Tuesday, October 17, 2000

Mrs. MINK of Hawaii. Mr. Speaker, I rise today to introduce an important piece of legislation. H.R. 5474 will allow veterans disabled by treatment or vocational rehabilitation to receive compensation from the day they were disabled while under VA care.

The occurrence of medical malpractice in which veterans are disabled while under Veterans Affairs' care is rare compared with the total number of veterans served every year. In 1997, the last year in which data was available, there were 826,846 inpatients treated and 32,640,000 outpatient visits at VA medical centers at a cost of \$17.149 billion. There are 173 VA medical centers, more than 391 outpatient and outreach clinics, 131 nursing home care units and 39 domiciliaries.

Without this network of government run VA hospitals, clinics and nursing care units, many veterans would never receive the care available to them. However, it is clear that the care provided is not always of the highest quality. Worse than inadequate care are the instances in which veterans receive care that leaves them further disabled.

Since 1990, 9,597 administrative malpractice claims were filed by Veterans with VA and 2,134 were settled. The total amount paid in claims settled was nearly \$1.73 million.

During the same time period, 2,064 veterans filed court claims against VA. 626 of these court claims were dismissed, the U.S. won 272, and plaintiffs won 129 court claims for a total of \$65,858,110. 1,315 VA court claims were settled out of court by VA, in the amount of \$253,464,632.

In 1958 Congress established Title 38, U.S.C. Sec. 1151, Benefits for Persons Disabled by Treatment or Vocational Rehabilitation. Along with Sec. 1151, Sec. 5110 of the same Title established the effective date of an award for disability incurred during treatment or vocational rehabilitation. These two sections ensured that veterans disabled by their treatment received compensation. This was the fair and right thing to do.

A close review of these sections reveals an inconsistency. While the U.S. Code allowed compensation for veterans disabled by treatment or vocational rehabilitation, it established an arbitrary cut off date of one year to deny individuals full compensation.

Individuals who are unable or not aware of this arbitrary application date for medical malpractice claims should not be denied full compensation for administrative reasons. Statutes of limitations like this are important for preserving the rights of individuals but the VA should be held to a different standard.