

betterment of Sedalia. I know that the Members of the House will join me in congratulating him on a job well done.

27TH ANNIVERSARY OF TURKEY'S  
INVASION OF THE REPUBLIC OF  
CYPRUS

**HON. MICHAEL E. CAPUANO**

OF MASSACHUSETTS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 18, 2001*

Mr. CAPUANO. Mr. Speaker, today marks the 27th anniversary of one of the most devastating events in Greek-Turkish-Cypriot relations. On July 20th 1974, troops from Turkey started a campaign that displaced almost 200,000 Greek Cypriots from the northern part of the island of Cyprus. Throughout this invasion, over 1,600 men, women, and children disappeared. To date, the Turkish government declines to supply any information regarding their whereabouts. After twenty-five years, Greek Cypriots still remain refugees within their own country and are not allowed to return to their homes.

Turkey has spent a great deal of time working to modify the demographic structure in Northern Cyprus. The Turkish government has resettled 80,000 Turkish citizens to this area, mostly to the homes of the Greek Cypriots who were evicted. Turkey also promoted a "unilateral declaration of independence" by the Turkish Republic of Northern Cyprus (TRNC) in 1983, although this was condemned by the UN Security Council and the U.S. government. Turkey is the only country that officially recognizes the TRNC as a sovereign state to this day.

As atrocities against various ethnic groups plague our world today, it is time to confront the aggression of the Turkish government against the Greek Cypriots. Although there have been attempts to settle this dispute peacefully, Greeks on Cyprus continue to suffer, especially when you take human rights into consideration. They are often banned from attending school and work, are not permitted to obtain medical care, and are kept from their families living in the Republic of Cyprus. This is a gross infringement on their basic human rights and clearly violates of international law.

Mr. Speaker, although there have been numerous UN resolutions for Turkey to return these refugees to their homes and withdraw its troops, the Turkish government has unashamedly ignored these requests. With the entire international community working hard to remedy this issue peacefully by continuously requesting that the Turkish government respect the sovereignty and independence of the Republic of Cyprus, it is disconcerting to watch as they disregard these various offers of help. Not only is this an affront to the United States, but the global community as a whole.

In spite of these setbacks, the United States, as well as the rest of the international community, must carry on their effort to find a peaceful resolution to this struggle that has split Cyprus in two. As a member of Congress, I will continue to do all that I can to bring about Justice for the Greek Cypriots.

Thank you, Mr. Speaker.

PERSONAL EXPLANATION

**HON. CASS BALLENGER**

OF NORTH CAROLINA

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 18, 2001*

Mr. BALLENGER. Mr. Speaker, I was unavoidably detained and was not present for Roll Call votes 233, 234, and 235 on July 17, 2001. Had I been present, I would have voted "yea" on Roll Call vote 233 and "nay" on Roll Call votes 234 and 235.

CONSTITUTIONAL AMENDMENT  
AUTHORIZING CONGRESS TO  
PROHIBIT PHYSICAL DESECRATION  
OF THE FLAG OF THE  
UNITED STATES

SPEECH OF

**HON. BETTY McCOLLUM**

OF MINNESOTA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 17, 2001*

Ms. McCOLLUM. Mr. Speaker, I have opposed a resolution proposing an amendment to the Constitution authorizing the Congress to prohibit the physical desecration of the flag of the United States. I believe burning the flag is an offensive and disrespectful act. In some cases, it is an act that is already illegal under statute. However, I do not support amending the Constitution to make it a criminal offense to burn any flag under any circumstances.

I can state with confidence that my colleagues on both sides of the aisle can agree that the liberty and freedom guaranteed by our Constitution, and symbolized by our grand old flag, is our nation's greatest strength. Everyday, the freedoms that surround us in our homes, schools and places of work here in this chamber, are a constant reminder of what our flag means, and what has been sacrificed to ensure its lasting stability and continuity in our nation. Every day Congress is in session, we pledge allegiance to this flag, "and to the republic for which it stands."

The willful destruction of our nation's flag is deeply offensive. The flag is a symbol of our national unity and a powerful source of national pride, and deserves to be treasured and treated with respect at all times.

Yet, despite my love for my nation and the flag, and my deep admiration for the men and women who fought and died defending our nation, I cannot support this well-intended resolution.

I believe it is important that we take heed to the constitutional parameters that will be reduced as a result of this amendment. One of our most cherished liberties, and one in which the Framers of the Constitution placed a heavy hand upon, is our freedom of expression. Every individual in America is truly free to express his or her opinions, without threat of hindrance or persecution. From time to time we undoubtedly may disagree with another's opinion or action. Nonetheless, this does not mean that their views should be constricted by the Constitution. If any limits are placed on this freedom, we are opening the possibility that others can be placed on our freedom of expression at a later time. Unfortunately, I believe this amendment will indeed serve to reduce that freedom which we all love and hold

dear to our hearts. If we start down this dark path, we are opening the door to a precedent of extreme consequences. We must not allow this to occur.

It is critical in this debate to remember that what provides for our freedom and our supreme rule of law is not the flag itself, for this is a mere symbol. What binds our nation, what our soldiers swore and died to protect and what all Americans cherish, is the fundamental beliefs held in our Constitution. The flag is the symbol of the Republic, the symbol of what the Constitution provides: the rights that all Americans enjoy. As the distinguished senior Senator and Constitutional Scholar from the state of West Virginia, Senator ROBERT BYRD, so eloquently stated, "That flag is the symbol of our Nation. In a way, we might say that flag is the symbol of our Nation's history. That flag is the symbol of our Nation's values. We love that flag. But we must love the Constitution more. For the Constitution is not just a symbol, it is the thing itself!"

CONSTITUTIONAL AMENDMENT  
AUTHORIZING CONGRESS TO  
PROHIBIT PHYSICAL DESECRATION  
OF THE FLAG OF THE  
UNITED STATES

SPEECH OF

**HON. RAY LAHOOD**

OF ILLINOIS

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 17, 2001*

Mr. LAHOOD. Mr. Speaker, I rise today in strong support of H.J. Res. 36, legislation which proposes an amendment to the Constitution of the United States allowing Congress to prohibit the physical desecration of the flag of the United States. I am a proud cosponsor of this legislation.

Mr. Speaker, our flag is not just cloth; it is a potent symbol of our history and the march of freedom. Our flag has flown over the battlefields of the Revolutionary War, inspired our national anthem as it remained aloft over Fort McHenry, stood for national unity in the Civil War, served as a clarion call to freedom in two world wars, and even stands on the moon as a symbol of peaceful exploration on behalf of mankind.

For millions of people around the world, the American flag represents a commitment to democracy, the rule of law and respect for human rights. It is a living representation of mankind's aspiration for freedom.

Millions of veterans have rallied to our flag in time of crisis. These men and women have fought and died under the Stars and Stripes to defend our nation and to liberate people overseas who have been caught in the web of tyranny. The blood of our veterans has been shed to protect our flag and all that it stands for. Many of our veterans have sacrificed their lives so that our flag could continue to fly.

To allow our flag, which represents all Americans—which holds out to the world the promise of liberty—to be desecrated, would be an affront to the people of this country and others around the world who are stirred by this symbol of democracy. Freedom of speech is an important American right. But freedom of speech is not a license to desecrate the fabric of our freedom. It is proper, and it is time, to protect our cherished flag from abuse with a Constitutional amendment.

Mr. Speaker, the American flag stands not for one political party or one ideology. The flag represents all Americans, regardless of their race, color, or creed. Desecrating the flag is an insult to all Americans, and a slur upon all those who have sacrificed for the United States. It is with pride that I vote today to protect our flag from violence and to enshrine this protection in the Constitution.

QUASQUICENTENNIAL OF THE  
TEXAS STATE CONSTITUTION OF  
1876

**HON. RON PAUL**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 18, 2001*

Mr. PAUL. Mr. Speaker, the year 2001 marks the quasiquicentennial of the Constitution of the great State of Texas.

The Lone Star State's highest legal document has served Texans since 1876 and—to commemorate this important milestone in Texas history—the recent Regular Session of the 77th Texas Legislature adopted House Concurrent Resolution No. 319, which the Governor signed on June 15, 2001. I would like to share with my colleagues the full text of the Legislature's H.C.R. No. 319 as follows:

HOUSE CONCURRENT RESOLUTION NO. 319

Whereas, The year 2001 marks the quasiquicentennial of the Texas Constitution, and the 125th anniversary of this foundation document is indeed worthy of special recognition; and

Whereas, On August 2, 1875, Texas voters approved the calling of a convention to write a new state constitution; the convention, held in Austin, began on September 6, 1875, and adjourned sine die on November 24, 1875; then its draft was ratified in a statewide referendum on February 15, 1876, by a vote of 136,606 to 56,652; and

Whereas, The more than 90 delegates to the 1875 Constitutional Convention were a diverse group—most were farmers and lawyers; some were merchants, editors, and physicians; some were legislators and judges; some had fought in the Civil War armies of the South as well as of the North; at least five were African-American; 75 were Democrats; 15 were Republicans; and 37 belonged to the Grange, a non-partisan and agrarian order of patrons of husbandry; one delegate had even served nearly four decades earlier as a delegate to the 1836 Constitutional Convention; and

Whereas, The Constitution of 1876, a richly detailed instrument, reflects several historical influences; the Spanish and Mexican heritage of the state was evident in such provisions as those pertaining to land titles and land law, as well as to water and mineral law, and remains evident in judicial procedures, legislative authority, and gubernatorial powers; and

Whereas, Sections aimed at monied corporate domination together with protection of the rights of the individual and others mandating strong restrictions upon the mission of state government in general and upon the role of specific state officials grew out of the Jacksonian agrarianism and frontier philosophy that first infused the thinking of many Texans during the mid-1800's; and

Whereas, Other sections, such as those providing for low taxation and decreased state spending, were aimed at creating a government quite different from the centralized and more expensive one that had existed

under the Constitution of 1869, which was itself a product of the post-Civil War Reconstruction Era in Texas; and

Whereas, Notwithstanding its age, Texas voters have been reluctant to replace this charter, which is the sixth Texas constitution to have been adopted since independence from Mexico was gained in 1836; and

Whereas, The Constitution of 1876 has been the organic law of Texas for 125 years, and this document, which still bears the imprint of the region's long and dramatic history, has had—and continues to have—a profound influence on the development of the Lone Star State; now, therefore, be it

*Resolved*, That the 77th Legislature of the State of Texas, Regular Session, 2001, hereby commemorate the quasiquicentennial of the Texas constitution.

CONSTITUTIONAL AMENDMENT  
AUTHORIZING CONGRESS TO  
PROHIBIT PHYSICAL DESECRATION  
OF THE FLAG OF THE  
UNITED STATES

SPEECH OF

**HON. DENNIS MOORE**

OF KANSAS

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 17, 2001*

Mr. MOORE. Mr. Speaker, I rise in opposition to H.J. Res. 36, which proposes an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States.

For over two hundred years, the Bill of Rights of our Constitution has been the cornerstone of our great nation and the source of our basic freedoms and rights. Our democracy has withstood many tests of our freedoms, and has been strengthened as a result. The occasional, random, despicable acts of public desecration of our flag present another such test.

The American flag is a symbol for liberty and justice, for freedom of speech and expression and all of the other rights we cherish. But as important as the symbol may be, more important are the ideals and principles which the symbol represents. That our nation can tolerate dissension and even disrespect for our flag is proof of the strength of our nation. If we amend our Bill of Rights to protect the flag we would forsake the very freedoms that the flag symbolizes.

On May 18, 1999, General Colin Powell, who has dedicated his life to serving our country, sent a letter to Senator PATRICK LEAHY sharing his reasons for opposing this constitutional amendment. Senator LEAHY entered that letter in to the CONGRESSIONAL RECORD on March 29, 2000. The text of this poignant and thought-provoking letter is attached.

I love our country. I love our flag—and the principles for which it stands. By voting against this proposed amendment, we vote for the rights and freedoms that make our country great and distinguish our country from virtually every other country in the world.

GEN. COLIN L. POWELL, USA (RET),

*Alexandria, VA, May 18, 1999.*

Hon. PATRICK LEAHY,

*U.S. Senate,*

*Washington, DC.*

DEAR SENATOR LEAHY: Thank you for your recent letter asking my views on the proposed flag protection amendment.

I love our flag, our Constitution and our country with a love that has no bounds. I defended all three for 35 years as a soldier and was willing to give my life in their defense.

Americans revere their flag as a symbol of the Nation. Indeed, it is because of that reverence that the amendment is under consideration. Few countries in the world would think of amending their Constitution for the purpose of protecting such a symbol.

We are rightfully outraged when anyone attacks or desecrates our flag. Few Americans do such things and when they do they are subject to the rightful condemnation of their fellow citizens. They may be destroying a piece of cloth, but they do no damage to our system of freedom which tolerates such desecration.

If they are destroying a flag that belongs to someone else, that's a prosecutable crime. If it is a flag they own, I really don't want to amend the Constitution to prosecute someone for foolishly desecrating their own property. We should condemn them and pity them instead.

I understand how strongly so many of my fellow veterans and citizens feel about the flag and I understand the powerful sentiment in state legislatures for such an amendment. I feel the same sense of outrage. But I step back from amending the Constitution to relieve that outrage. The First Amendment exists to insure that freedom of speech and expression applies not just to that with which we agree or disagree, but also that which we find outrageous.

I would not amend the great shield of democracy to hammer a few miscreants. The flag will still be flying proudly long after they have slunk away. \* \* \*

If I were a member of Congress, I would not vote for the proposed amendment and would fully understand and respect the views of those who would. For or against, we all love our flag with equal devotion.

Sincerely,

COLIN L. POWELL.

P.S. The attached 1989 article by a Vietnam POW gave me further inspiration for my position.

WHEN THEY BURNED THE FLAG BACK HOME:  
THOUGHTS OF A FORMER POW

(By James H. Warner)

In March of 1973, when we were released from a prisoner of war camp in North Vietnam, we were flown to Clark Air Force base in the Philippines. As I stepped out of the aircraft I looked up and saw the flag. I caught my breath, then, as tears filled my eyes, I saluted it. I never loved my country more than at that moment. Although I have received the Silver Star Medal and two Purple Hearts, they were nothing compared with the gratitude I felt then for having been allowed to serve the cause of freedom.

Because the mere sight of the flag meant so much to me when I saw it for the first time after 5½ years, it hurts me to see other Americans willfully desecrate it. But I have been in a Communist prison where I looked into the pit of hell. I cannot compromise on freedom. It hurts to see the flag burned, but I part company with those who want to punish the flag burners. Let me explain myself.

Early in the imprisonment the Communists told us that we did not have to stay there. If we would only admit we were wrong, if we would only apologize, we could be released early. If we did not, we would be punished. A handful accepted, most did not. In our minds, early release under those conditions would amount to a betrayal, of our comrades of our country and of our flag.

Because we would not say the words they wanted us to say, they made our lives wretched. Most of us were tortured, and