

going to be fined again, and their probation is going to be extended.

This is closer supervision? What closer supervision can you provide, except, as I said, maybe to put some of these executives of these failing private firms in jail, you will get their attention. Maybe that would shape them up. But I think the cleaner way to deal with this is the way we deal with other Federal Government law enforcement functions, and, that is, to admit it is a law enforcement function and put qualified law enforcement personnel in all of the critical places, in all our airports to assure the safety of the flying public.

Two months is way too long to delay. And it will be extraordinary if because of the opposition to Federal law enforcement by a few Members of the majority that this Congress before the busiest travel weekend of the year, Thanksgiving, does not act in the long-term interests of security and the flying public. We have an opportunity this week. The bill must get done.

#### ATTORNEY GENERAL'S PATTERN OF DISTURBING ACTIONS IN MIDST OF BATTLE AGAINST TERRORISM

The SPEAKER pro tempore. Under the Speaker's announced policy of January 3, 2001, the gentleman from Massachusetts (Mr. FRANK) is recognized during morning hour debates for 5 minutes.

Mr. FRANK. Mr. Speaker, I am troubled by the pattern that appears to be emerging within the U.S. Justice Department under the leadership of the Attorney General of deviating from what ought to be the course of action appropriate right now. We were victimized on September 11 by a fiendish, unfortunately skillful group of mass murderers who wreaked terrible destruction on innocent people. And clearly a tough, effective law enforcement response is one of the things that is called for. We worked hard in the Congress to enhance the law enforcement powers of the Federal authorities. There was virtual unanimity that they should be given increased surveillance powers.

In the end, some of us were disappointed that some safeguards we had devised were not in the final bill and some of us opposed it, but we did not oppose it because we opposed the enhanced surveillance powers. We agreed on those. We should be going further. Congress is partly guilty of having insufficiently funded the Immigration Service and others who are our first line of defense. There is broad support in the Congress and in the country for this kind of increased law enforcement, but I fear that the Attorney General's actions may be jeopardizing that consensus and he is introducing into a subject that ought to be one of virtual unanimity a degree of conflict.

First, we have a couple of issues that ought not to have been pursued at this

time. In my judgment, they should not have been pursued at all. But recently the Attorney General, in the midst of telling us that he is going to reorient the FBI and reorient the Justice Department to focus on terrorism, at a time when we know we have done a poor job of keeping track of people admitted into this country for limited periods and limited purposes, we have done a poor job of enforcing those limits, the Attorney General is engaged in a couple of ideological crusades, in both cases ignoring referenda passed by two States. States' rights is sometimes respected by my conservative colleagues; but it is sometimes, I guess when it gets in the way of their ideology, ignored.

The people of Oregon twice voted in a referendum to allow doctors to help with suicides. People outside of Oregon may not like it, that is their right; but that was the vote of the people of Oregon. There was an effort by the Congress to overturn that. While the House passed the bill, the Senate rejected it so the law was not changed. The Attorney General has nonetheless found time in this fight to divert energies into trying to overrule, in effect, the vote of the people of Oregon.

Similarly, the people of California and many other States voted to allow the medical prescription of marijuana. The Attorney General simply again diverted law enforcement efforts to go after people who were guilty only of trying to use marijuana to alleviate their pain.

And even more troubling is what is going on in law enforcement itself. Yes, all the powers available to law enforcement should be used to protect us against terrorists. But a refusal by the Justice Department to tell us exactly what numbers of people are being detained, how many are being released, what are the conditions of the detention, those serve no law enforcement purpose.

□ 1245

What they do is raise questions in people's minds about whether or not powers are abused. If people fear powers are abused, we will resist granting those powers. In fact, there are powers that ought to be there.

The Attorney General disserves our effort by allowing controversy to exist where it should not. The most recent announcement that monitoring of conversations will now take place between people who have been confined and their lawyers is very disturbing. Remember, we are not talking here about terrorists having their conversations overheard. We are talking about people who have been detained; who have been convicted of no crime; who are guilty, as far as we know, maybe of something, maybe of nothing, but who have not had any adjudication; and we are talking about monitoring their lawyers' conversations.

Now, the Justice Department acknowledges that to do that in a way

that was relevant to a trial would not be permissible, so we are told that we will monitor those conversations, but information gained in that monitoring would not be admissible at trial.

Mr. Speaker, I am afraid that invites judicial intervention, so that if they do proceed in some cases with a trial and a conviction, that could be jeopardized.

We have past experience. We have the case of Wen Ho Lee, an American citizen who was accused of espionage, and the FBI abused his rights. A Federal judge criticized the FBI for that.

That is the point we want to make. We are not talking here about defending terrorists; we are not talking about defending people who are guilty. We are talking about the rights of people who have been accused of crimes to prepare their defense.

I hope the Attorney General reconsiders this pattern of disturbing actions.

#### RECESS

The SPEAKER pro tempore (Mr. WHITFIELD). Pursuant to clause 12 of rule I, the Chair declares the House in recess until 2 p.m.

Accordingly (at 12 o'clock and 46 minutes p.m.), the House stood in recess until 2 p.m.

□ 1400

#### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. WHITFIELD) at 2 p.m.

#### PRAYER

The Reverend Vincent A. Cummings, Chaplain, Captain, United States Air Force Reserve, Nashville, Tennessee, offered the following prayer:

Father, we gather here today as public servants, assembled collectively inside this, the United States House of Representatives. Use us as instruments of Your will. We thank You for the life, health, wisdom and love You have bestowed upon our Nation.

First, we ask that You confer upon us, whether rich or poor in spirit, Your most holy traits of mercy and humility. Place a burden on the hearts of these legislators for those who have the least. Let them constantly remember their duties to their citizens, but most of all, those who are the meekest: the homeless, the poor, and the oppressed. Anoint these great men and women to also be protectors of the future, our children, and never allow them to forsake their well-being for the interests of the present.

Continue also to develop the tenets of selfless service and honorable character in all of us, as we serve this great country as its leaders. Teach us to do what is right for all time, not what is acceptable for the moment at hand. Let us also remember that freedom is not free. As witnessed through our Nation's recently shed blood, a price was

paid for the liberty we now enjoy. Show us that Your grace must coincide with the justice we diligently pursue. Never again let us have words and promise take the place and deeds and actions.

Finally, hold us accountable to a higher standard when our personal judgment takes place. Examine us upon what we did to make these, our United States of America, a better place for all. Peer into our hearts and see the humility, the grace, and the courage to have made the best decisions for those we serve. But, most of all, judge us on how well we loved our brothers and sisters, the citizens of the United States of America, through our acts as their servant leaders.

May God continue to bless all of you, the elected representatives of the House, and may God continue to bless these, our United States of America. Amen.

### THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

### PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from Tennessee (Mr. CLEMENT) come forward and lead the House in the Pledge of Allegiance.

Mr. CLEMENT led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### INTRODUCTION OF THE REVEREND VINCENT CUMMINGS

(Mr. CLEMENT asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. CLEMENT. Mr. Speaker, I have the privilege today of introducing to my colleagues my constituent, the Reverend Vincent Cummings, who just gave the prayer.

Reverend Cummings represents the North American Mission Board of the Southern Baptist Convention. He currently serves as Associate Pastor for Calvary Baptist Church located in Nashville, Tennessee. He is also a candidate for the Master of Public Administration degree at Tennessee State University Institute of Government.

In addition, Captain Vincent A. Cummings is a chaplain with the 932nd Airlift Wing, United States Air Force Reserve Command.

As our men and women overseas continue to wage war against terrorism in Afghanistan, people like Chaplain Cummings minister to the spiritual needs of our military. His service is invaluable, and I commend him for his

dedication to serving our country. Our National Guard and Reserve forces are playing a critical role in protecting our country at home and abroad.

As a retired member of the Tennessee National Guard, I know firsthand how important our chaplains are. They provide guidance in times of confusion, solace in times of distress, and comfort in times of sadness.

I want to welcome him here today and thank him for his guidance. I want to thank our wonderful chaplain, Chaplain Coughlin, who, as our U.S. House of Representatives chaplain, has made us proud and is a true man of God. God bless.

### WESTERN SAHARA

(Mr. PITTS asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. PITTS. Mr. Speaker, the new king of Morocco, King Mohammed VI, seems intent on renewing conflict in Western Sahara. The King recently visited Moroccan troops stationed in the Occupied Territory of Western Sahara to celebrate the 1975 anniversary of the Moroccan invasion. The King initiated new oil contracts for Western Saharan land with American and French companies. The King of Morocco is acting as if Western Sahara is Moroccan territory.

The 1975 International Court of Justice decision clearly states there are no ties, quote, "of territorial sovereignty between the territory of Western Sahara and the Kingdom of Morocco."

The Sahrawi people love democracy and the American people and have rebuffed attempts by rogue nations to get involved in their conflicts. The provocative acts of King Mohammed VI could plunge North Africa into conflict and instability, a perfect opportunity for the terrorist extremists in Morocco to attack innocent Moroccans, Algerians, and others.

Morocco's continued blocking of the referendum for the Sahrawis makes it quite possible that hostilities could resume. I urge the Moroccan Government to stick to the original agreements arrived at under the United Nations.

### WE NEED TRADE PROMOTION AUTHORITY

(Mr. DREIER asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. DREIER. Mr. Speaker, it has been said that nothing will ever be attempted if all possible objections must first be overcome.

Mr. Speaker, the bipartisan compromise on Trade Promotion Authority has not overcome every possible objection. But it is far closer to that goal than many of us thought possible. We have addressed Members' concerns in a bipartisan fashion, working in good faith to create consensus. Now it ap-

pears new objections have been raised. These objections are not constructive. They were meant to derail this legislation, not improve it.

We can always find new reasons to maintain the status quo, but it is time to drop extraneous objections and acknowledge the fundamental benefits of trade.

Trade Promotional Authority will allow us to finally make serious progress in the effort to forge new trade agreements that benefit our constituents. Without TPA we can give up any notion of leading the world in opening new markets, promoting worker protection, and setting international technological standards. And by refusing to entrust our negotiators with the authority to move ahead on trade agreements, we are crippling American industries.

Mr. Speaker, it is time to consider this issue on its merits rather than politics. We must set aside our differences and recognize that the compromise embodied in H.R. 3005 will benefit the American people.

### COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore (Mr. WHITFIELD) laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, November 13, 2001.

Hon. J. DENNIS HASTERT,  
The Speaker, House of Representatives,  
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on November 9, 2001 at 4:20 p.m. and said to contain a message from the President whereby he submits a certification report concerning China's accession to the WTO in accordance with P.L. 106-286.

With best wishes, I am  
Sincerely,

JEFF TRANDAH, L.  
Clerk of the House.

### REPORT ON CERTIFICATION OF TERMS AND CONDITIONS FOR ACCESSION OF PEOPLE'S REPUBLIC OF CHINA TO WORLD TRADE ORGANIZATION—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 107-146)

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on Ways and Means and ordered to be printed:

*To the Congress of the United States:*

In accordance with the requirements of Public Law 106-286, I hereby transmit the attached report certifying that the terms and conditions for the accession of the People's Republic of China