

Benefits" received on March 1, 2001; to the Committee on Health, Education, Labor, and Pensions.

EC-909. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, "Electronic Funds Transfers" (Docket No. R-1077) received on March 2, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-910. A communication from the Federal Register Liaison Officer, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Application Processing" (RIN1550-AB14) received on March 2, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-911. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "T.D. 8944: Grouping Rule for Foreign Sales Corporation Transfer Pricing" (RIN1545-AX41) received on March 2, 2001; to the Committee on Finance.

EC-912. A communication from the Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Standards of Performance for New Stationary Sources; Supplemental Delegation of Authority to the State of Colorado" (FRL6951-1) received on March 2, 2001; to the Committee on Environment and Public Works.

EC-913. A communication from the Acting Director of the Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Final Designation of Critical Habitat for the California Red-Legged Frog" (RIN1018-AG32) received on March 2, 2001; to the Committee on Environment and Public Works.

#### PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-2. A petition from a citizen from the Commonwealth of Virginia concerning the Redress of Grievance; to the Committee on the Judiciary.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. SCHUMER (for himself, Mr. BIDEN, Ms. SNOWE, Mr. BAYH, and Mr. SMITH of Oregon):

S. 458. A bill to amend the Internal Revenue Code of 1986 to make higher education more affordable, and for other purposes; to the Committee on Finance.

By Mr. BUNNING (for himself and Mr. BREAUX):

S. 459. A bill to amend the Internal Revenue Code of 1986 to reduce the tax on vaccines to 25 cents per dose; to the Committee on Finance.

By Mr. WELLSTONE:

S. 460. A bill to provide for fairness and accuracy in high stakes educational decisions for students; to the Committee on Health, Education, Labor, and Pensions.

By Mr. FRIST:

S. 461. A bill to support educational partnerships, focusing on mathematics, science,

and technology, between institutions of higher education and elementary schools and secondary schools, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KYL:

S. 462. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for contributions to charitable organizations which provide scholarships for children to attend elementary and secondary schools; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself and Mr. FEINGOLD):

S. 463. A bill to provide for increased access to HIV/AIDS-related treatments and services in developing foreign countries; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BAYH (for himself and Mrs. CLINTON):

S. 464. A bill to amend the Internal Revenue Code of 1986 to allow a tax credit for long-term care givers; to the Committee on Finance.

By Mr. ALLARD:

S. 465. A bill to amend the Internal Revenue Code of 1986 to allow a credit for residential solar energy property; to the Committee on Finance.

By Mr. HAGEL (for himself, Mr. JEFFORDS, Mr. KENNEDY, Mr. DODD, Mr. ROBERTS, Mr. HARKIN, Ms. COLLINS, Mrs. MURRAY, Ms. SNOWE, and Mr. REED):

S. 466. A bill to amend the Individuals with Disabilities Education Act to fully fund 40 percent of the average per pupil expenditure for programs under part B of such Act; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ROBERTS:

S. 467. A bill to provide grants for States to adopt the Federal write-in absentee ballot and to amend the Uniformed and Overseas Citizens Absentee Voting Act to require uniform treatment by States of Federal write-in absentee ballots; to the Committee on Rules and Administration.

By Mrs. FEINSTEIN:

S. 468. A bill to designate the Federal building located at 6230 Van Nuys Boulevard in Van Nuys, California, as the "James C. Corman Federal Building"; to the Committee on Environment and Public Works.

By Mr. EDWARDS:

S. 469. A bill to provide assistance to States for the purpose of improving schools through the use of Assistance Teams; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BOND:

S. 470. A bill to amend the Uniformed and Overseas Citizens Absentee Voting Act, the Soldiers' and Sailors' Civil Relief Act of 1940 to ensure that each vote cast by such voter is duly counted, and for other purposes; to the Committee on Rules and Administration.

By Mr. HARKIN (for himself, Mr. BINGAMAN, Mr. KENNEDY, Mr. WELLSTONE, Mrs. CLINTON, and Mr. DODD):

S. 471. A bill to amend the Elementary and Secondary Education Act of 1965 to provide grants for the renovation of schools; to the Committee on Health, Education, Labor, and Pensions.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. COCHRAN:

S. Res. 44. A resolution designating each of March 2001, and March 2002, as "Arts Edu-

cation Month"; to the Committee on the Judiciary.

#### ADDITIONAL COSPONSORS

S. 88

At the request of Mr. ROCKEFELLER, the name of the Senator from Kentucky (Mr. BUNNING) was added as a cosponsor of S. 88, a bill to amend the Internal Revenue Code of 1986 to provide an incentive to ensure that all Americans gain timely and equitable access to the Internet over current and future generations of broadband capability.

S. 154

At the request of Mr. SHELBY, the name of the Senator from Missouri (Mr. BOND) was added as a cosponsor of S. 154, a bill to amend the Uniformed and Overseas Citizens Absentee Voting Act to ensure uniform treatment by States of Federal overseas absentee ballots, to amend titles 10 and 18, United States Code, and the Revised Statutes to remove the uncertainty regarding the authority of the Department of Defense to permit buildings located on military installations and reserve component facilities to be used as polling places in Federal, State, and elections for public office, and for other purposes.

S. 177

At the request of Mr. AKAKA, the name of the Senator from Louisiana (Ms. LANDRIEU) was added as a cosponsor of S. 177, a bill to amend the provisions of title 19, United States Code, relating to the manner in which pay policies and schedules and fringe benefit programs for postmasters are established.

S. 250

At the request of Mr. BIDEN, the name of the Senator from Rhode Island (Mr. REED) was added as a cosponsor of S. 250, a bill to amend the Internal Revenue Code of 1986 to allow a credit to holders of qualified bonds issued by Amtrak, and for other purposes.

S. 255

At the request of Ms. SNOWE, the name of the Senator from California (Mrs. FEINSTEIN) was added as a cosponsor of S. 255, a bill to require that health plans provide coverage for a minimum hospital stay for mastectomies and lymph node dissection for the treatment of breast cancer and coverage for secondary consultations.

S. 295

At the request of Mr. KERRY, the name of the Senator from Wyoming (Mr. ENZI) was added as a cosponsor of S. 295, a bill to provide emergency relief to small businesses affected by significant increases in the prices of heating oil, natural gas, propane, and kerosene, and for other purposes.

S. 306

At the request of Mr. TORRICELLI, the name of the Senator from California (Mrs. FEINSTEIN) was added as a cosponsor of S. 306, a bill to amend the

Internal Revenue Code of 1986 to expand the use of education individual retirement accounts, and for other purposes.

S. 319

At the request of Mr. MCCAIN, the name of the Senator from Massachusetts (Mr. KERRY) was added as a cosponsor of S. 319, a bill to amend title 49, United States Code, to ensure that air carriers meet their obligations under the Airline Customer Service Agreement, and provide improved passenger service in order to meet public convenience and necessity.

S. 350

At the request of Mr. CHAFEE, the names of the Senator from Pennsylvania (Mr. SANTORUM), the Senator from Tennessee (Mr. FRIST), the Senator from Arkansas (Mr. HUTCHINSON), the Senator from Kentucky (Mr. BUNNING), the Senator from Illinois (Mr. FITZGERALD), the Senator from Colorado (Mr. ALLARD), the Senator from New Mexico (Mr. DOMENICI), the Senator from Arizona (Mr. MCCAIN), the Senator from South Dakota (Mr. DASCHLE), the Senator from Maryland (Ms. MIKULSKI), the Senator from Washington (Mrs. MURRAY), and the Senator from Massachusetts (Mr. KENNEDY) were added as cosponsors of S. 350, a bill to amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to promote the cleanup and reuse of brownfields, to provide financial assistance for brownfields revitalization, to enhance State response programs, and for other purposes.

S. 361

At the request of Mr. MURKOWSKI, the name of the Senator from Iowa (Mr. GRASSLEY) was added as a cosponsor of S. 361, a bill to establish age limitations for airmen.

S. 411

At the request of Mr. LIEBERMAN, the name of the Senator from Rhode Island (Mr. CHAFEE) was added as a cosponsor of S. 411, a bill to designate a portion of the Arctic National Wildlife Refuge as wilderness.

S. 414

At the request of Mr. CLELAND, the names of the Senator from Georgia (Mr. MILLER) and the Senator from Nevada (Mr. REID) were added as cosponsors of S. 414, a bill to amend the National Telecommunications and Information Administration Organization Act to establish a digital network technology program, and for other purposes.

S. 420

At the request of Mr. GRASSLEY, the name of the Senator from Nebraska (Mr. NELSON) was added as a cosponsor of S. 420, an original bill to amend title II, United States Code, and for other purposes.

S. 457

At the request of Ms. SNOWE, the names of the Senator from Delaware (Mr. BIDEN), the Senator from New

Mexico (Mr. BINGAMAN), the Senator from Maine (Ms. COLLINS), the Senator from Texas (Mrs. HUTCHISON), the Senator from Vermont (Mr. JEFFORDS), the Senator from Louisiana (Ms. LANDRIEU), the Senator from Vermont (Mr. LEAHY), the Senator from Arkansas (Mrs. LINCOLN), the Senator from Nevada (Mr. REID), and the Senator from Alabama (Mr. SESSIONS) were added as cosponsors of S. 457, a bill to amend title 38, United States Code, to establish a presumption of service-connection for certain veterans with Hepatitis C, and for other purposes.

S.J. RES. 6

At the request of Mr. ROBERTS, his name was added as a cosponsor of S.J. Res. 6, a joint resolution providing for congressional disapproval of the rule submitted by the Department of Labor under chapter 8 of title 5, United States Code, relating to ergonomics.

At the request of Mr. BUNNING, his name was added as a cosponsor of S.J. Res. 6, *supra*.

S. RES. 16

At the request of Mr. THURMOND, the name of the Senator from Connecticut (Mr. DODD) was added as a cosponsor of S. Res. 16, a resolution designating August 16, 2001, as “National Airborne Day.”

S. RES. 43

At the request of Mr. MURKOWSKI, the name of the Senator from Oklahoma (Mr. INHOFE) was added as a cosponsor of S. Res. 43, a resolution expressing the sense of the Senate that the President should designate the week of March 18 through March 24, 2001, as “National Inhalants and Poisons Awareness Week.”

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. WELLSTONE:

S. 460. A bill to provide for fairness and accuracy in high stakes educational decisions for students; to the Committee on Health, Education, Labor, and Pensions.

Mr. WELLSTONE. Mr. President, today I am reintroducing a bill I introduced last year that addresses high stakes testing: the practice of using a test as the sole determinant of whether a student will be graduated, promoted or placed in different ability groupings. I am increasingly concerned that high stakes tests are being grossly abused in the name of greater accountability, and almost always to the serious detriment of our children.

Testing is necessary and beneficial. We should require it. But, allowing the continued misuse of high-stakes tests is, in itself, a gross failure of imagination, a failure both of educators and of policymakers, who persistently refuse to provide the educational resources necessary to guarantee an equally rich educational experience for all our children. That all citizens will be given an equal start through a sound education is one of the most basic, promised

rights of our democracy. Our chronic refusal as a nation to guarantee that right for all children, including poor children, is a national disgrace.

This legislation would stem the growing trend of misusing high stakes tests. The legislation would require that states and districts use multiple indicators of student achievement in addition to standardized tests if they are going to use tests as part of a high stakes decision. The legislation would also require that if tests are used, they must be valid and reliable for the purposes for which they are used; must measure what the student was taught; and must provide appropriate accommodations for students with limited English proficiency and disabilities.

It is important to note that the American Psychological Association, the group entrusted with developing the standards for educational testing, has endorsed this legislation. Like many Americans who care deeply that our students are assessed appropriately, they feel that it is crucial for us to stem a tide that is becoming increasingly problematic.

I would like to explain exactly why this bill would be so important and why I seek your support for it. I am struck by National Education Association President Bob Chase’s comparison of this trend toward high stakes testing to the movie, “Field of Dreams.” In my view, it is as though people are saying, “If we test them, they will perform.” In too many places, testing, which is a critical part of systemic educational accountability, has ceased its purpose of measuring educational and school improvement and has become synonymous with it.

Making students accountable for test scores works well on a bumper sticker, and it allows many politicians to look good by saying that they will not tolerate failure. But it represents a hollow promise. Far from improving education, high stakes testing marks a major retreat from fairness, from accuracy, from quality and from equity.

When used correctly, standardized tests are critical for diagnosing inequality and for identifying where we need improvement. They enable us to measure achievement across groups of students so that we can help ensure that states and districts are held accountable for improving the achievement of all students regardless of race, income, gender, limited English proficiency or disability. Tests are a critical tool, but they are not a panacea.

The abuse of tests for high stakes purposes has subverted the benefits tests can bring. Using a single standardized test as the sole determinant for promotion, tracking, ability grouping and graduation is not fair and has not fostered greater equality or opportunity for students. First, standardized tests can not sufficiently validly or reliably assess what students know to make high stakes decisions about them.

The 1999 National Research Council report, “High Stakes,” concludes that