

out, the enemy likely will deploy forces rapidly and then launch a massive air campaign. While the enemy is assembling its forces, there exists a window of opportunity for pre-emptive strike. This approach—"gaining the initiative by striking first"—is viewed as an effective method to offset or negate the advantages possessed by a more advanced military foe.

The only possible defense against China's ballistic missile threat is a strong and effective U.S. ballistic missile defense. This defense, to be effective against China's development of decoys, multiple warheads, and other countermeasures, needs to focus on the deployment of a space-based defense building on the research and development conducted under the Strategic Defense Initiative during the Reagan administration and his successor's administration.

The advantages of a space-based ballistic missile defense include global coverage, boost phase interception, and multiple opportunities for intercepting a ballistic missile. These advantages are not inherent with a ground-based interceptor defense, which is currently under development, which will have limited coverage, no opportunity for boost phase defense, and fewer opportunities for intercepting a missile.

Space-based defenses such as the *Brilliant Pebbles* space-based interceptor and Space Based Laser were shown to be technologically feasible a decade ago, but their programs were either terminated or cutback because of intense political opposition from Congress during your father's administration, or because of opposition from President Clinton who cutback U.S. missile defense programs, especially for space-based defenses like *Brilliant Pebbles*, which he terminated in 1993.

Mr. Speaker, our President's decision to withdraw from the obsolete and violated 1972 Anti-Ballistic Missile Treaty should have opened the door for the United States to build the most effective ballistic missile defense possible using space as that treaty was especially intended to cutback advanced U.S. ballistic missile defense programs employing space-based defenses such as lasers or interceptors.

In this respect, the amendment by Congress at the end of 2001 that reduced funding for space-based defenses, and cut the Space Based Laser program for fiscal year 2002 from \$170 million to \$50 million must be viewed in a shameful light, a case of seeking an inferior defense at greater cost.

The failure of the Missile Defense Agency to pursue space-based defenses and emphasize their value to Congress is inexcusable. These defenses are not far off into the future. They were shown to be technologically feasible years ago.

In March 2002 China increase its official defense budget by 17.6 percent. This follows a 17.7 percent increase in 2001. These increases follow its five-year plan increasing its stated defense budget 15–20 percent annually. China's actual defense budget has been estimated at three to five times the size of its official budget. These increases are aimed at the United States. China is modernizing its forces to a high-tech military deploying accurate ballistic missiles as the edge of its military transformation.

In contrast, the United States is only beginning to rebuild its military after a protracted decline lasting more than a decade, and this

year's increase is largely attributable to house-keeping matters rather than an effort to modernize U.S. forces, or research and development, or the acquisition of a space-based ballistic missile defense.

The United States must recognize the peril it faces from China's transformational military strategy built around the ballistic missile, a transformation that can be seen in its DF-31 ICBM apparently aimed at U.S. forces.

Mr. Speaker, such an attack from China directed at U.S. forces could come before the end of this year. I would strongly urge you and our colleagues to take immediate action to overcome our vulnerability and include steps toward the support of a space-based ballistic missile defense.

Mr. Speaker, I hereby submit for the RECORD various sources supporting my remarks.

Mr. Speaker, I have also submitted these identical observations and conclusions to the President by letter which I have posted today.

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TRIBUTE TO DR. ALEXANDER E. BAILEY

HON. SANDER M. LEVIN

OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES

Thursday, March 14, 2002

Mr. LEVIN. Mr. Speaker, I rise today to reflect on the work of Alexander E. Bailey, Ed.D., as he is honored for his exemplary community work by the Oak Park Business and Education Alliance on March 22, 2002. The Oak Park Business and Education Alliance was established in 1993 and is a non-profit organization of educators, businesses and government entities that provide assistance to the Oak Park School District to improve the educational experience of students.

Dr. Bailey's life of service began in the military, where he was a specialist in the U.S. Army Security Agency. After his military service, Dr. Bailey chose education as his field of study. Dr. Bailey began his career as a teacher at Paul Washington High School in Philadelphia, Pennsylvania. In 1971, he received a Bachelor of Arts degree in Elementary Education; in 1972, he received a Masters of Arts degrees in Counseling; in 1980, he became an Education Specialist, and in 1983, he earned a Doctorate of Education.

He continued his training at Yale University for the Training for School Development program from 1984–1986, as well as attending the University of California for Effective Teaching Strategies, Training for Trainers 1985–1987 and Harvard University for the Institute on Multi-Cultural Education in 1989.

After serving in various educational positions on the east coast he came to Michigan's Oak Park School District. Since 1991, Dr. Bailey has been a dynamic leader of the Oak Park School District serving as the Superintendent. Dr. Bailey is the author of several published works and presentations, some of which include "Strategies for Effective Alternative Education Programs", "Do You Know Your Child?" and "Appeal Motivation That Works."

Dr. Bailey's professional and civic affiliations are numerous, among them the Ethnic Task Force for the city of Oak Park, The Children's Center, African-American Superintendent's Group, the American Personnel and Guidance Association and the Oak Park Business and Education Alliance.

Mr. Speaker, I ask my colleagues to join me in honoring Dr. Bailey for his many accomplishments and service to the community of Oak Park and to the Business and Education Alliance.

HONORING DAVID C.G. KERR

HON. JIM DAVIS

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

Thursday, March 14, 2002

Mr. DAVIS of Florida. Mr. Speaker, I rise in honor of David C.G. Kerr, a deeply respected lawyer in the Tampa Bay community who recently lost his battle with Lou Gehrig's disease.

David, a veteran of the Korean War, worked at Tampa's Macfarlane, Ferguson and McMullen for nearly 40 years, specializing in

transportation, admiralty and corporate law. He served as lead corporate counsel for a number of key Tampa real estate projects, including Harbour Island, Tampa Palms and the Ice Palace.

David quickly became known for his great intellect and dedication to his job. He successfully argued two cases before the U.S. Supreme Court, one of which established a principle in international admiralty law, and he served as his firm's chairman from 1990 to 1993. David also spent 39 years as general counsel and executive director of the National Juice Products Association, the industry's largest trade association.

David will be remembered across the state for his work outside of the office. He served Florida's business and legal communities in countless ways, as President of Hillsborough County Bar Association in 1967, on the Florida Bar Association's board of directors in 1971, as president of the Greater Tampa Chamber of Commerce in 1979, and chairman of its Committee of 100 in 1977. Later, at the request of Governors Bob Martinez and Lawton Chiles, David headed the Florida Transportation Commission and served as a member of the commission from 1987 to 1999. In this role, David succeeded remarkably in minimizing politics and moving Florida's transportation projects forward.

Closer to home, David was a member of the University of Tampa's Board of Trustees, and was an active member of St. Andrew's Episcopal Church and Ye Mystic Krewe of Gasparilla.

I will remember David as a wonder role model for young people who desired to succeed in their business or profession and serve the community. David did everything with a dignity and grace that brought out the best in everyone with whom he worked. I am eternally grateful for the constant guidance and encouragement he gave me starting in my years as a teenager. David similarly touched the lives of hundreds of young people.

On behalf of the people of Tampa Bay, I would like to extend my heartfelt sympathies to David's family.

PROCLAMATION RECOGNIZING
CAPTAIN VERNON RICHARD—
LADDER NO. 7

HON. MAJOR R. OWENS

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

Thursday, March 14, 2002

Mr. OWENS. Mr. Speaker, as a tribute to Captain Vernon Richard of Ladder Number 7, a member of the Vulcan's Society and one of the fallen heroes of September 11th, I would like to insert the following proclamation into the RECORD:

Whereas, September 11, 2001 was a day of horror and tragedy that will forever live in the memory of American, and;

Whereas, More than 3,000 people from many occupations, nationalities, ethnic groups, religions and creeds were brutally murdered by terrorists, and;

Whereas, Members of the New York City Fire Department, New York City Policy Department, Port Authority and other Public Safety Personnel, through their valiant, courageous and heroic efforts saved the lives of thousands under unprecedented destructive circumstances, and;

Whereas, More than 300 New York City Firefighters lost their lives in the effort to save others, and;

Whereas, Congressman Major R. Owens and the people of the 11th Congressional District salute the bravery and dedication of all who gave their full measure of devotion, and;

Whereas, We deem it appropriate to highlight the courage and valor of individuals and groups in a variety of forms and ceremonies. Now therefore be it

Resolved: That on this 10th Day of March, Two Thousand and Two, Congressman Major R. Owens, and representatives of the people of the 11th Congressional District, pause to salute the sacrifices of these honored men, and to offer their heartfelt condolences to families of these African American Firefighters who died at the World Trade Center on September 11, 2001.

That the text of this resolution shall be placed in the Congressional Record of the United States House of Representatives.

Given by my hand and seal this 10th day of March, Two Thousand and Two in the Year of our Lord.

PERSONAL EXPLANATION

HON. RUBÉN HINOJOSA

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

Thursday, March 14, 2002

Mr. HINOJOSA. Mr. Speaker, I regret that I was unavoidably detained in my Congressional District. Had I been present, I would have voted "yes" on Rollcalls 53, 54, 56, 57, 58, 59, 60, 61, 63, and 64. I would have voted "no" on Rollcalls 55 and 62.

TOBACCO LIVELIHOOD AND ECONOMIC ASSISTANCE FOR OUR FARMERS ACT OF 2002

HON. TOM DAVIS

OF VIRGINIA

IN THE HOUSE OF REPRESENTATIVES

Thursday, March 14, 2002

Mr. TOM DAVIS of Virginia. Mr. Speaker, I am pleased to be an original cosponsor of the Tobacco Livelihood and Economic Assistance for our Farmers Act of 2002. This bill couples my legislation, the National Youth Smoking Reduction Act—which would allow the Food and Drug Administration to regulate tobacco—with legislation to end the current tobacco marketing quota program. I would also like to thank my colleague Mr. McIntyre, the sponsor of this bill, for his hard work and leadership.

For someone who never touched a cigarette, I now know a great deal about tobacco. It is an extremely complex issue in which the public health, the needs of farmers, and the rights of Americans must all be taken into consideration. Often, it appears an impossible task to bring the stakeholders together; nevertheless, I am convinced there is a solution. When I introduced the National Youth Smoking Reduction Act last June, it was my intent to put forward the idea that we could devise a regulatory scheme to keep tobacco products away from those too young to legally purchase them while simultaneously maintaining the rights of adults to make their own decisions regarding tobacco use. This bill expands upon that concept by demonstrating that a solution for our farmers is complementary to the other elements of this debate.

For centuries, tobacco has been a cornerstone of the agricultural economy of the Commonwealth of Virginia and other tobacco growing states. American tobacco has always been regarded as the highest quality tobacco available. Despite this fact, American growers are increasingly vulnerable to lower quality—but less expensive—foreign leaf. While the quota marketing system has been a valuable tool to support and stabilize the income of the tobacco farmer, it has also created an artificial cost that has made it all the more difficult for the American grower to compete. Growers and their communities are dependent on tobacco for their economic survival; however they now find themselves trapped—forced to continue growing an increasingly unprofitable crop without the necessary resources to transition away from the current dysfunctional system.

Ending the quota is something we must do in order to save the economic viability of our tobacco farmers. We must also recognize that the quota system has created an asset—the quota itself—the value of which must be compensated to those who own or use it. Farmers have been increasingly supportive of the idea of a buy-out, as was the President's Commission on Improving Economic Opportunity in Communities Dependent on Tobacco Production While Protecting Public Health in its report published last year. Until now, the question of how to fund a buy-out was always a major obstacle. This bill, however, takes an innovative approach by proposing to fund the buy-out through the imposition of user-fees. These user-fees will initially provide the resources to fund both FDA regulatory actions and the buy-out. Once the buy-out has been completed, the user-fees will be used to fund FDA actions and other tobacco-related programs.

I realize it is a mistake to consider tobacco growers as a homogeneous lot. The needs and concerns of flue-cured growers differ from the needs and concerns of burley growers. The needs and concerns of Virginia growers are not the same as the needs and concerns of North Carolina growers. However, a vital concern to all growers is the question—what will the post buy-out world hold for me? We have taken steps in this bill to ensure fair compensation so that those who choose to stop growing tobacco can do so. For those that choose to continue to grow tobacco, not only will they be compensated for their quota's loss of value, but they are guaranteed that tobacco production will remain in those areas where it has been traditionally grown.

I have no tobacco farmers in my district, but I am a Virginian. Tobacco is a part of our culture—it was this crop that made the Colony of Virginia economically viable almost four hundred years ago. As we transitioned from colony to commonwealth, tobacco remained a keystone to our way of life. To this very day, the golden leaf adorns our statehouse. With this in mind, I say to the small farmers and rural communities whose fortunes have been tied to tobacco for generations, I will continue to work with you to ensure tobacco can remain a viable option for you. I recognize more may be necessary to keep all production from transferring to large farms. I am confident that by working with the other members of the Virginia delegation, the Virginia Farm Bureau, and all organizations dedicated to the well being and prosperity of tobacco growers in the