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## *House of Representatives*

The House was not in session today. Its next meeting will be held on Tuesday, November 19, 2002, at 12 noon.

## *Senate*

MONDAY, NOVEMBER 18, 2002

The Senate met at 11 a.m. and was called to order by the President pro tempore (Mr. BYRD).

### PRAYER

The Chaplain, Dr. Lloyd John Ogilvie, offered the following prayer:

Jehovah-Shalom, You have promised us a peace that passes all understanding. That is the quality of peace we need today. It is beyond our

standing that You can produce serenity in our souls when there is so much that is unfinished, unresolved, and unforgiven in us, in our relationships, in our work, and in our society. Sometimes we even deny ourselves the calm confidence of Your peace because we are so aware of what denies Your peace in us. Take from us strain and stress as our anxious hearts confess our need for

You. Grant us Your incomprehensible, but indispensable, palpable peace so that we can be peacemakers. Give the Senators a fresh infusion of Your peace so that they may deal with disagreements and discord in the legislative process. Help them overcome problems and endure the pressure of these days. In the name of the Prince of Peace. Amen.

### NOTICE

If the 107th Congress, 2d Session, adjourns sine die on or before November 22, 2002, a final issue of the Congressional Record for the 107th Congress, 2d Session, will be published on Monday, December 16, 2002, in order to permit Members to revise and extend their remarks.

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By order of the Joint Committee on Printing.

MARK DAYTON, *Chairman.*

- This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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## PLEDGE OF ALLEGIANCE

The PRESIDENT pro tempore 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.

## RESERVATION OF LEADER TIME

The PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

## RECOGNITION OF THE ACTING MAJORITY LEADER

The PRESIDENT pro tempore. The majority whip, the Senator from Nevada, is recognized.

## SCHEDULE

Mr. REID. The Chair will shortly announce that we will be in a period of morning business until 12 noon today, under a previous order issued by the Senate. At noon, the Senate will consider the nomination of Dennis Shedd to be a circuit judge. The time on that debate is 6 hours. Upon the use or yielding back of that time, but not before 5:15 p.m., the Senate will vote on or in relation to that nomination.

Following disposition of that nomination, the Senate will resume consideration of the Homeland Security Act.

I don't know if there will be used the full 6 hours on the Shedd nomination. I really doubt it. I would hope that people would have the opportunity, if they choose, to come and talk about this most important vote we will have tomorrow on the amendment pending on H.R. 5005. This is very important. And of course, after the judge is voted on, there will be time this evening. There will be a very limited amount of time in the morning for people to speak.

As the Presiding Officer has educated the entire country, including the Senate, this next series of votes is extremely important.

## MORNING BUSINESS

The PRESIDENT pro tempore. Under the previous order, as the Democratic whip has already stated, there will now be a period for the transaction of morning business not to extend beyond the hour of 12 noon, with Senators permitted to speak therein for up to 10 minutes each.

Mr. REID. I suggest the absence of a quorum.

The PRESIDENT pro tempore. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. DORGAN. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. DORGAN. Mr. President, my understanding is that we are now in a pe-

riod of morning business. I wanted to come to the floor to spend a couple of minutes speaking about those Senators who are leaving the Senate at the end of this session.

The PRESIDENT pro tempore. The Senator is correct. The Senate is in morning business, and the Senator is recognized for not to exceed 10 minutes.

## TRIBUTE TO DEPARTING SENATORS

Mr. DORGAN. Mr. President, the Senate, for all of the notice it gets in the national press, is nonetheless still a family of sorts. We are 100 men and women who come to this fashion of public service from different points on the compass, from all across the country, and from different backgrounds—Republicans and Democrats, conservatives and liberals. We work together a great part of the year in this Chamber, and we spend a lot of time in our respective States. We have become friends. Republicans and Democrats, liberals and conservatives, nonetheless, are close personal friends in many cases.

We are going to be saying good-bye to a number of Senators this year. I wish to, before we complete our work this week, say a word about a number of those who will be leaving. I actually threatened last week, I say to the Senator from Texas, Mr. GRAMM, for example, to say a word about him. I will do that today in a moment.

I will start with Senator JEAN CARNAHAN, if I may. I went to Missouri to campaign with JEAN CARNAHAN. She was here a relatively short time because she filled a seat that was then filled by a special election in the State of Missouri. But I believe the first moment I met JEAN was at the organizing session. She had suffered a great tragedy. The State of Missouri had suffered a great tragedy. The incumbent Governor of the State of Missouri had died in a plane crash. The Governor, his son, and others perished in that crash relatively close to the election. His name remained on the ballot. The folks from the State of Missouri, nonetheless, voted for his name on the ballot, and the Governor appointed JEAN CARNAHAN, his widow, to come to the Senate.

JEAN stood up at the organizing session—and I am sure she would not mind if I indicated this publicly because she did it in an organizing session—and she said to members of our caucus and to the new Members coming into the Senate:

You come here because of your win. I have arrived here because of my loss.

She, of course, was speaking about the tragedy that had occurred in the State of Missouri, her having lost a husband, then a candidate for the Senate, and her son in that plane crash.

I watched JEAN CARNAHAN as she worked in the Senate. She did a remarkable job. She is someone with

great courage. She is someone who has the capability to stand up in a very significant way and explain quickly what it is she has a passion about in public policy.

I deeply admire JEAN CARNAHAN, not only for aspiring to carry out that mission of public service that was begun by her husband, the Governor of Missouri, but also because she played a significant role and contributed in a significant way in the Senate.

We all will miss JEAN CARNAHAN as she moves on to other challenges and other opportunities.

My colleague, MAX CLELAND from Georgia, will not be with us in the next session. He will be leaving at the end of this session as well. MAX CLELAND is one of those heroes of mine. MAX CLELAND is a brave, remarkable American. He left three of his limbs on a battlefield fighting for this country. He is a person of great personal courage.

I say to anyone who has not yet done so, read his book, "Going to the Max." It is a story of great inspiration. MAX CLELAND has been a terrific legislator, a great representative of the State of Georgia in the Senate. More than that, he has been an inspiration to virtually all America.

Our country owes him a great debt of gratitude for his service. Our colleagues owe him a great debt of gratitude for his companionship and service in the Senate.

We also will not be joined next year by Senator TORRICELLI who indicated his decision not to seek reelection. Let me say about BOB TORRICELLI, I served with him in the U.S. House of Representatives. He is a passionate fighter, articulate, strong, assertive for the issues in which he believes and for the issues he feels are important to his home State of New Jersey and for our country.

On the Republican side, I came here not knowing JESSE HELMS. I only knew of him by reputation. His reputation was he was a hard-edged, tough guy who asked no quarter, gave no quarter, and never stopped fighting for the issues about which he cared. He planted himself sometimes far off the political spectrum and said: Here is where I stand. That was my impression of him as I came to the Senate.

What I discovered in the Senate is he is quite a remarkable gentleman, and I use the term "gentleman" in every respect. He is one of the most courteous, kind people with whom I have had the opportunity to serve. I have on occasion gone over and sat with him in the Chamber of the Senate and talked about the house he will retire to and the front porch on which he will spend some time.

While we might disagree on some issues very strongly, he is a legislator who contributed substantially to the public debate in this country and often with great courage on his part. I certainly thank him for his service to our country.