

Birds in Alaska" (RIN1018-AH88) received on August 12, 2002; to the Committee on Environment and Public Works.

EC-8892. A communication from the General Counsel of Department of Commerce, transmitting, a draft of proposed legislation entitled "Federal Spectrum Relocation Payment Procedures Act"; to the Committee on Commerce, Science, and Transportation.

EC-8893. A communication from the Under Secretary of Commerce for Oceans and Atmosphere, transmitting, pursuant to law, the Annual Report of the Coastal Zone Management Fund for Fiscal Year 2001; to the Committee on Commerce, Science, and Transportation.

EC-8894. A communication from the Chairman, Office of Proceedings, Surface Transportation Board, transmitting, pursuant to law, the report of a rule entitled "Removal and Revision of Regulations" (STB Ex Parte No. 637) received on September 5, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8895. A communication from the Attorney/Advisor of the Department of Transportation, transmitting, pursuant to law, the report of a nomination for the position of Administrator, Federal Aviation Administration, received on August 27, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8896. A communication from the Attorney/Advisor of the Department of Transportation, transmitting, pursuant to law, the report of a vacancy for the position of Under Secretary of Transportation for Security, received on August 27, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8897. A communication from the Attorney/Advisor of the Department of Transportation, transmitting, pursuant to law, the report of a vacancy for the position of Administrator, Federal Aviation Administration, received on August 27, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8898. A communication from the Attorney/Advisor of the Department of Transportation, transmitting, pursuant to law, the report of the designation of acting officer for the position of Under Secretary for Transportation Security, received on August 27, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8899. A communication from the Assistant Administrator for Human Resources and Education, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a nomination for the position of Deputy Administrator, received on August 15, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8900. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Final Rule to Implement Generic Tortugas Amendment that Amends the Joint Fishery Management Plans (FMPs) for Coastal Migratory Pelagic Resources and the Spiny Lobster Fishery of the Gulf of Mexico and South Atlantic and the Gulf of Mexico FMPs for the Coral, Red Drum, Stone Crag, Reef Fish and Shrimp Fisheries" (RIN0648-AN83) received on August 15, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8901. A communication from the Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Pacific Halibut Fisheries; Washington Sport Fisheries; Inseason Action and Partial Closure" received on August 15, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8902. A communication from the Senior Rulemaking Analyst, Transportation Security Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Investigative and Enforcement Procedures" (RIN2110-AA09) received on August 12, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8903. A communication from the Attorney, Research and Special Programs Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials: Infectious Substances" (RIN2137-AD13) received on August 12, 2002; to the Committee on Commerce, Science, and Transportation.

EC-8904. A communication from the Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, and the Director for the Fish and Wildlife Service, Department of the Interior, transmitting jointly, The Atlantic Striped Bass Studies 2001 Biennial Report; to the Committee on Commerce, Science, and Transportation.

EC-8905. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to Low Income Home Energy Assistance Program (LIHEAP) Fiscal Year 2002 Contingency Funds; to the Committee on Health, Education, Labor, and Pensions.

EC-8906. A communication from the Regulations Coordinator, Substance Abuse and Mental Health, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Substance Abuse and Mental Health Services Administration Mental Health and Substance Abuse Emergency Response Criteria" (RIN0930-AA09) received on September 6, 2002; to the Committee on Health, Education, Labor, and Pensions.

EC-8907. A communication from the Director, Corporate Policy and Research Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Rules for Administrative Review of Agency Decisions" (RIN212-AA97) received on September 3, 2002; to the Committee on Health, Education, Labor, and Pensions.

EC-8908. A communication from the Director, Corporate Policy and Research Department, Pensions Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" received on August 15, 2002; to the Committee on Health, Education, Labor, and Pensions.

EC-8909. A communication from the Regulations Coordinator, Office for Civil Rights, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Standards for Privacy of Individually Identifiable Health Information" (RIN0991-AB14) received on August 12, 2002; to the Committee on Health, Education, Labor, and Pensions.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEAHY, from the Committee on the Judiciary:

Report to accompany S. 1140, A bill to amend chapter 1 of title 9, United States Code, to provide for greater fairness in the arbitration process relating to motor vehicle franchise contracts. (Rept. No. 107-266).

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. HATCH (for himself, Mrs. FEINSTEIN, Mr. HUTCHINSON, Mrs. HUTCHISON, Mr. SESSIONS, Mr. DEWINE, Mr. THURMOND, Mr. GRASSLEY, and Ms. LANDRIEU):

S. 2917. A bill to enhance national efforts to investigate, prosecute, and prevent crimes against children by increasing investigatory tools, criminal penalties, and resources and by extending existing laws; to the Committee on the Judiciary.

By Mrs. CLINTON (for herself and Mr. SCHUMER):

S. 2918. A bill to designate the facility of the United States Postal Service located at 380 Main Street in Farmingdale, New York, as the "Peter J. Ganci, Jr. Post Office Building"; to the Committee on Governmental Affairs.

By Mr. BAYH:

S. 2919. A bill for the relief of Irina Kotlova-Green and her son, Nikita Kotlov; to the Committee on the Judiciary.

By Mr. BAUCUS:

S. 2920. A bill to expedite procedures for hazardous fuels reductions activities and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. CAMPBELL (for himself and Mr. INOUE):

S. 2921. A bill to encourage Native contracting over the management of Federal lands, and for other purposes; to the Committee on Indian Affairs.

By Ms. LANDRIEU (for herself, Mr. BURNS, Mr. LOTT, Mr. GREGG, Ms. MIKULSKI, Mr. LEAHY, Mr. BAUCUS, Mr. KERRY, and Mr. DODD):

S. 2922. A bill to facilitate the deployment of wireless telecommunications networks in order to further the availability of the Emergency Alert System, and for other purposes; to the Committee on Commerce, Science, and Transportation.

ADDITIONAL COSPONSORS

S. 1022

At the request of Mr. WARNER, the names of the Senator from Montana (Mr. BURNS) and the Senator from Utah (Mr. HATCH) were added as cosponsors of S. 1022, a bill to amend the Internal Revenue Code of 1986 to allow Federal civilian and military retirees to pay health insurance premiums on a pretax basis and to allow a deduction for TRICARE supplemental premiums.

S. 1224

At the request of Mr. ALLARD, the name of the Senator from Oregon (Mr. SMITH) was added as a cosponsor of S. 1224, a bill to amend title XVIII of the Social Security Act to extend the availability of medicare cost contracts for 10 years.

S. 1934

At the request of Ms. MIKULSKI, the name of the Senator from Georgia (Mr. CLELAND) was added as a cosponsor of S. 1934, a bill to amend the Law Enforcement Pay Equity Act of 2000 to permit certain annuitants of the retirement programs of the United States Park Police and United States Secret Service Uniformed Division to receive

the adjustments in pension benefits to which such annuitants would otherwise be entitled as a result of the conversion of members of the United States Park Police and United States Secret Service Uniformed Division to a new salary schedule under the amendments made by such Act.

S. 2268

At the request of Mr. MILLER, the names of the Senator from Louisiana (Ms. LANDRIEU) and the Senator from Nebraska (Mr. HAGEL) were added as cosponsors of S. 2268, a bill to amend the Act establishing the Department of Commerce to protect manufacturers and sellers in the firearms and ammunition industry from restrictions on interstate or foreign commerce.

S. 2490

At the request of Mr. TORRICELLI, the name of the Senator from Alaska (Mr. MURKOWSKI) was added as a cosponsor of S. 2490, a bill to amend title XVIII of the Social Security Act to ensure the quality of, and access to, skilled nursing facility services under the medicare program.

S. 2512

At the request of Mr. HARKIN, the name of the Senator from South Dakota (Mr. JOHNSON) was added as a cosponsor of S. 2512, a bill to provide grants for training court reporters and closed captioners to meet requirements for realtime writers under the Telecommunications Act of 1996, and for other purposes.

S. 2560

At the request of Mr. ALLARD, the name of the Senator from Minnesota (Mr. WELLSTONE) was added as a cosponsor of S. 2560, a bill to provide for a multi-agency cooperative effort to encourage further research regarding the causes of chronic wasting disease and methods to control the further spread of the disease in deer and elk herds, to monitor the incidence of the disease, to support State efforts to control the disease, and for other purposes.

S. 2654

At the request of Ms. CANTWELL, the name of the Senator from Vermont (Mr. LEAHY) was added as a cosponsor of S. 2654, a bill to amend the Internal Revenue Code of 1986 to exclude from gross income loan payments received under the National Health Service Corps Loan Repayment Program established in the Public Health Service Act.

S. 2664

At the request of Mr. JEFFORDS, the name of the Senator from Maine (Ms. SNOWE) was added as a cosponsor of S. 2664, a bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to establish a program to provide assistance to enhance the ability of first responders to respond to incidents of terrorism, including incidents involving weapons of mass destruction, and for other purposes.

S. 2674

At the request of Mr. BROWNBACK, the names of the Senator from Iowa (Mr.

GRASSLEY) and the Senator from Arkansas (Mrs. LINCOLN) were added as cosponsors of S. 2674, a bill to improve access to health care medically underserved areas.

S. 2869

At the request of Mr. KERRY, the names of the Senator from Georgia (Mr. CLELAND), the Senator from North Dakota (Mr. DORGAN) and the Senator from Washington (Mrs. MURRAY) were added as cosponsors of S. 2869, a bill to facilitate the ability of certain spectrum auction winners to pursue alternative measures required in the public interest to meet the needs of wireless telecommunications consumers.

S. 2874

At the request of Mr. DAYTON, the name of the Senator from New Jersey (Mr. TORRICELLI) was added as a cosponsor of S. 2874, a bill to provide benefits to domestic partners of Federal employees.

S. 2896

At the request of Mrs. HUTCHISON, the names of the Senator from South Carolina (Mr. THURMOND), the Senator from Minnesota (Mr. DAYTON), the Senator from Oregon (Mr. SMITH) and the Senator from Kentucky (Mr. MCCONNELL) were added as cosponsors of S. 2896, a bill to enhance the operation of the AMBER Alert communications network in order to facilitate the recovery of abducted children, to provide for enhanced notification on highways of alerts and information on such children, and for other purposes.

S. 2896

At the request of Mr. BINGAMAN, his name was added as a cosponsor of S. 2896, *supra*.

S. 2901

At the request of Mr. GRASSLEY, the name of the Senator from Vermont (Mr. LEAHY) was added as a cosponsor of S. 2901, a bill to provide that bonuses and other extraordinary or excessive compensation of corporate insiders and wrongdoers may be included in the bankruptcy estate.

S. RES. 239

At the request of Mr. ALLEN, the name of the Senator from Mississippi (Mr. COCHRAN) was added as a cosponsor of S. Res. 239, A resolution recognizing the lack of historical recognition of the gallant exploits of the officers and crew of the S.S. Henry Bacon, a Liberty ship that was sunk February 23, 1945, in the waning days of World War II.

S. RES. 305

At the request of Mr. THURMOND, the names of the Senator from Virginia (Mr. ALLEN), the Senator from Louisiana (Mr. BREAUX), the Senator from Kansas (Mr. BROWNBACK), the Senator from Kentucky (Mr. BUNNING), the Senator from West Virginia (Mr. BYRD), the Senator from Colorado (Mr. CAMPBELL), the Senator from Georgia (Mr. CLELAND), the Senator from Mississippi (Mr. COCHRAN), the Senator from Idaho (Mr. CRAIG), the Senator from North

Carolina (Mr. EDWARDS), the Senator from California (Mrs. FEINSTEIN), the Senator from Nebraska (Mr. HAGEL), the Senator from Utah (Mr. HATCH), the Senator from North Carolina (Mr. HELMS), the Senator from Texas (Mrs. HUTCHISON), the Senator from Arkansas (Mr. HUTCHINSON), the Senator from Oklahoma (Mr. INHOFE), the Senator from South Dakota (Mr. JOHNSON), the Senator from Massachusetts (Mr. KERRY), the Senator from Louisiana (Ms. LANDRIEU), the Senator from Connecticut (Mr. LIEBERMAN), the Senator from Arkansas (Mrs. LINCOLN), the Senator from Georgia (Mr. MILLER), the Senator from Oklahoma (Mr. NICKLES), the Senator from Kansas (Mr. ROBERTS), the Senator from Pennsylvania (Mr. SANTORUM), the Senator from Alabama (Mr. SESSIONS), the Senator from Pennsylvania (Mr. SPECTER), the Senator from Tennessee (Mr. THOMPSON) and the Senator from Virginia (Mr. WARNER) were added as cosponsors of S. Res. 305, A resolution designating the week beginning September 15, 2002, as "National Historically Black Colleges and Universities Week".

S. RES. 307

At the request of Mr. TORRICELLI, the names of the Senator from Massachusetts (Mr. KENNEDY), the Senator from California (Mrs. FEINSTEIN), the Senator from Michigan (Mr. LEVIN) and the Senator from Rhode Island (Mr. REED) were added as cosponsors of S. Res. 307, A resolution reaffirming support of the Convention on the Prevention and Punishment of the Crime of Genocide and anticipating the commemoration of the 15th anniversary of the enactment of the Genocide Convention Implementation Act of 1987 (the Proxmire Act) on November 4, 2003.

S. RES. 316

At the request of Mrs. LINCOLN, the name of the Senator from Illinois (Mr. FITZGERALD) was added as a cosponsor of S. Res. 316, a bill designating the year beginning February 1, 2003, as the "Year of the Blues".

S. RES. 324

At the request of Mr. JOHNSON, the names of the Senator from California (Mrs. FEINSTEIN), the Senator from Kansas (Mr. BROWNBACK), the Senator from Montana (Mr. BURNS) and the Senator from Kansas (Mr. ROBERTS) were added as cosponsors of S. Res. 324, A resolution congratulating the National Farmers Union for 100 years of service to family farmers, ranchers, and rural communities.

S. CON. RES. 129

At the request of Mr. CRAPO, the name of the Senator from Idaho (Mr. CRAIG) was added as a cosponsor of S. Con. Res. 129, A concurrent resolution expressing the sense of Congress regarding the establishment of the month of November each year as "Chronic Obstructive Pulmonary Disease Awareness Month".

AMENDMENT NO. 4510

At the request of Mr. BAYH, the name of the Senator from Alabama (Mr. SESSIONS) was added as a cosponsor of

amendment No. 4510 intended to be proposed to H.R. 5005, a bill to establish the Department of Homeland Security, and for other purposes.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. HATCH (for himself, Mrs. FEINSTEIN, Mr. HUTCHINSON, Mrs. HUTCHISON, Mr. SESSIONS, Mr. DEWINE, Mr. THURMOND, Mr. GRASSLEY, and Ms. LAN-DRIEU):

S. 2917. A bill to enhance national efforts to investigate, prosecute, and prevent crimes against children by increasing investigatory tools, criminal penalties, and resources and by extending existing laws; to the Committee on the Judiciary.

Mr. HATCH. Mr. President, this summer we were all devastated by the repeated news flashes reporting violent crimes against children across our Nation. In June, Elizabeth Smart, a 14 year old from my home town of Salt Lake City, UT, was kidnapped at gun point from her home. To date, neither Elizabeth nor her abductor has been found.

In July, five-year-old Samantha Runnion was kidnapped while playing with a neighborhood friend down the street from her home in Stanton, CA. The following day, her body was found along a highway, nearly 50 miles from her home. California authorities have charged a man, who reportedly was acquitted just 2 years ago of molesting two girls under the age of 14, with Runnion's abduction, sexual assault and murder.

Elizabeth Smart and Samantha Runnion are just two, among many, recent child victims. The list of tragic cases goes on and on.

These horrific incidents illustrate the need for comprehensive legislation, at both the State and national level, to protect our children. We need to ensure that our law enforcement officers have all the tools and resources they need to find, prosecute, and punish those who commit crimes against our children.

Earlier this year, with Senators LEAHY, SESSIONS, HUTCHINSON, BROWNBACK, EDWARDS and DEWINE, I introduced S. 2520, the "PROTECT Act of 2002". This bill plugged a loophole that existed as a result of a recent Supreme Court decision which struck down key provisions in the "Child Pornography Prevention Act," which I authored and Congress passed in 1996. Among other things, the PROTECT Act prevents child pornographers from escaping prosecution by claiming that their sexually explicit material did not involve real children. Where child pornography includes persons who appear virtually indistinguishable from actual minors, prosecutions can still occur unless a defendant shows that the pornography did not involve a minor.

Today I rise to introduce with my colleagues, Senators FEINSTEIN, HUTCHINSON, HUTCHISON, SESSIONS, DEWINE,

THURMOND and GRASSLEY, the "Comprehensive Child Protection Act of 2002," which enhances child crime prosecutions, investigatory tools, penalties and resources in a variety of ways. For the record, I will submit a section by section summary of the bill, but allow me to comment briefly on some of the bill's specific provisions.

First, and most significantly, the bill creates a National Crimes Against Children Response Center. The recent series of tragic events involving child victims has convinced me that we need to take a more proactive approach to prevent, deter and prosecute child predators of all types, abusers, molesters, pornographers and traffickers. And at the same time, we need to provide our children, the vulnerable victims of such predators, with the support systems they need to recover fully from such horrendous crimes and to assist law enforcement in effectively investigating and prosecuting these crimes.

To this end, our bill directs the Federal Bureau of Investigation to establish a National Response Center whose primary mission will be to develop a comprehensive and rapid response plan to reported crimes involving the victimization of children. While the Center is to be established by the FBI in consultation with the Deputy Assistant Attorney General for the new Department of Justice Crimes Against Children Section created by the bill, it will integrate the resources and expertise of other Federal, State, and local law enforcement agencies, as well as other child services professionals. By forming and training rapid response teams comprised of Federal, State and local prosecutors, investigators, victim witness specialists, mental health and other child services professionals, the Center will greatly enhance our national response and prevention efforts. The combination of valuable expertise and resources provided by such multi-jurisdictional and multi-disciplinary partnerships will increase the likelihood that law enforcement authorities will successfully identify, prosecute and punish child predators, and that child services professionals will provide child victims with much needed support.

Second, this legislation tasks the new Crimes Against Children Section with creating an Internet site that will consolidate sex offender information which States currently release under the Federal reporting act. The bill also directs States that have not developed Internet sites to do so. The creation of a national Internet site will enable concerned citizens to find in one, easily accessible place, critical information about sexual predators.

Currently, all 50 States have statutes that require sex offenders to register and share information with the United States Attorney General through the Federal Bureau of Investigation, and over 30 States make offender information available to the public on the Internet. A national Internet site will

enhance the public's ability to find and access information that is already available in the public record, and will protect citizens in states where sex offenders travel or move, often to avoid detection. In short, the national Internet site will provide parents and other concerned citizens with essential information about the whereabouts and backgrounds of child abusers, so they can take all necessary steps to protect our Nation's children.

Third, the bill enhances the ability of federal prosecutors to bring and successfully prosecute cases involving children predators in several ways:

The legislation extends the statute of limitations period that applies to offenses involving the sexual or physical abuse of children by permitting such cases to be brought up until the date the minor reaches age 35, as opposed to age 25 as the law currently provides. I believe that there should rarely, if ever, be a time when we say to a victim who has suffered as a child at the hands of an abuser: you have identified your abuser; you have proven the crime; yet the abuser will remain free because you, the victim, waited too long to come forward. Our criminal justice system should be ready to adjudicate all meritorious claims of child abuse. Abusers should not benefit from the lasting psychological harms they inflict on innocent children. This provision is meant to recognize that the arm of the law should be long in the prosecution of crimes of this heinous nature.

The bill also amends an existing Federal evidentiary rule, Federal Rule of Evidence 414, to permit the admission into evidence of prior offenses involving child molestation or the possession of sexually explicit materials containing minors. The current evidentiary rule permits such evidence to be admitted only where the victim is under 14 years of age. This amendment extends the rule to apply to any victim who is under 18 years of age at the time of the offense. This amendment also makes clear that even where an individual possesses what may be virtual, as opposed to actual, child pornography, such evidence is admissible under Rule 414.

This legislation limits the scope of the common law marital privileges by making them inapplicable in a criminal case in which a spouse stands accused of abusing a child in the home. Where a spouse is charged with abusing a child of either spouse, or a child under the custody or control of either spouse, neither the abuser nor his or her spouse should be permitted to invoke a marital privilege to avoid providing critical evidence in a criminal proceeding.

Fourth, the bill enhances tools that are used to investigate child crimes. It expands the class of offenses that are included in the Combined DNA Index System, CODIS, by adding to the system all federal felony offenses and