

“(iii) inform populations, as appropriate, that members of the populations may be eligible to receive services or otherwise participate in the activities carried out with such awards.

“(3) CULTURAL COMPETENCY OF SERVICES.—The Secretary shall ensure that information and services provided pursuant to subsection (b) are provided in the language and cultural context that is most appropriate for the individuals for whom the information and services are intended.

“(e) GRANTS AND CONTRACTS REGARDING DUTIES.—

“(1) IN GENERAL.—In carrying out subsection (b), the Deputy Assistant Secretary may make awards of grants, cooperative agreements, and contracts to public and non-profit private entities.

“(2) PROCESS FOR MAKING AWARDS.—The Deputy Assistant Secretary shall ensure that awards under paragraph (1) are made only on a competitive basis, and that an award is made for a proposal only if the proposal has been recommended for such an award through a process of peer review and has been so recommended by the advisory committee established under subsection (c).

“(3) EVALUATION AND DISSEMINATION.—The Deputy Assistant Secretary, directly or through contracts with public and private entities, shall provide for evaluations of projects carried out with awards made under paragraph (1) during the preceding 2 fiscal years. The report shall be included in the report required under subsection (f) for the fiscal year involved.

“(f) BIENNIAL REPORTS.—Not later than February 1 of fiscal year 1998 and of each second year thereafter, the Deputy Assistant Secretary shall submit to the Committee on Energy and Commerce of the House of Representatives, and to the Committee on Labor and Human Resources of the Senate, a report describing the activities carried out under this section during the preceding 2 fiscal years and evaluating the extent to which such activities have been effective in improving the health of racial and ethnic minority groups. Each such report shall include the biennial reports submitted to the Deputy Assistant Secretary under section 1707A(e) for such years by the heads of the minority health offices.

“(g) DEFINITION.—For purposes of this section:

“(1) RACIAL AND ETHNIC MINORITY GROUP.—The term ‘racial and ethnic minority group’ means American Indians (including Alaskan Natives, Eskimos, and Aleuts); Asian Americans and Pacific Islanders; Blacks; and Hispanics.

“(2) HISPANIC.—The term ‘Hispanic’ means individuals whose origin is Mexican, Puerto Rican, Cuban, Central or South American, or any other Spanish-speaking country.

“(h) FUNDING.—

“(1) AUTHORIZATION OF APPROPRIATIONS.—For the purpose of carrying out this section, there are authorized to be appropriated \$21,000,000 for fiscal year 2003, \$25,000,000 for fiscal year 2004, and \$28,000,000 for fiscal year 2005.

“(2) ALLOCATION OF FUNDS BY SECRETARY.—Of the amounts appropriated under paragraph (1) for a fiscal year in excess of \$15,000,000, the Secretary shall make available not less than \$3,000,000 for carrying out subsection (b)(2)(E).”

**SEC. 362. ESTABLISHMENT OF INDIVIDUAL OFFICES OF MINORITY HEALTH WITHIN AGENCIES OF PUBLIC HEALTH SERVICE.**

Title XVII of the Public Health Service Act (42 U.S.C. 300u et seq.) is amended by inserting after section 1707 the following section:

**“SEC. 1707A. INDIVIDUAL OFFICES OF MINORITY HEALTH WITHIN PUBLIC HEALTH SERVICE.**

“(a) IN GENERAL.—The head of each agency specified in subsection (b)(1) shall establish within the agency an office to be known as the Office of Minority Health. Each such Office shall be headed by a director, who shall be appointed by the head of the agency within which the Office is established, and who shall report directly to the head of the agency. The head of such agency shall carry out this section (as this section relates to the agency) acting through such Director.

“(b) SPECIFIED AGENCIES.—

“(1) IN GENERAL.—The agencies referred to in subsection (a) are the following:

“(A) The Centers for Disease Control and Prevention.

“(B) The Agency for Healthcare Research and Quality.

“(C) The Health Resources and Services Administration.

“(D) The Substance Abuse and Mental Health Services Administration.

“(2) NATIONAL INSTITUTES OF HEALTH.—For purposes of subsection (c) and the subsequent provisions of this section, the term ‘minority health office’ includes the Office of Research on Minority Health established within the National Institutes of Health. The Director of the National Institutes of Health shall carry out this section (as this section relates to the agency) acting through the Director of such Office.

“(c) COMPOSITION.—The head of each specified agency shall ensure that the officers and employees of the minority health office of the agency are, collectively, experienced in carrying out community-based health programs for each of the various racial and ethnic minority groups that are present in significant numbers in the United States. The head of such agency shall ensure that, of such officers and employees who are members of racial and ethnic minority groups, no such group is disproportionately represented.

“(d) DUTIES.—Each Director of a minority health office shall monitor the programs of the specified agency of such office in order to carry out the following:

“(1) Determine the extent to which the purposes of the programs are being carried out with respect to racial and ethnic minority groups;

“(2) Determine the extent to which members of such groups are represented among the Federal officers and employees who administer the programs; and

“(3) Make recommendations to the head of such agency on carrying out the programs with respect to such groups. In the case of programs that provide services, such recommendations shall include recommendations toward ensuring that—

“(A) the services are equitably delivered with respect to racial and ethnic minority groups;

“(B) the programs provide the services in the language and cultural context that is most appropriate for the individuals for whom the services are intended; and

“(C) the programs utilize racial and ethnic minority community-based organizations to deliver the services.

“(e) BIENNIAL REPORTS TO SECRETARY.—The head of each specified agency shall submit to the Secretary for inclusion in each biennial report under section 1707(g) (without change) a biennial report describing—

“(1) the extent to which the minority health office of the agency employs individuals who are members of racial and ethnic minority groups, including a specification by minority group of the number of such individuals employed by such office; and

“(2) the manner in which the agency is complying with Public Law 94-311 (relating

to data on Americans of Spanish origin or descent).

“(f) DEFINITIONS.—For purposes of this section:

“(1) MINORITY HEALTH OFFICE.—The term ‘minority health office’ means an office established under subsection (a), subject to subsection (b)(2).

“(2) RACIAL AND ETHNIC MINORITY GROUP.—The term ‘racial and ethnic minority group’ has the meaning given such term in section 1707(g).

“(3) SPECIFIED AGENCY.—The term ‘specified agency’ means—

“(A) an agency specified in subsection (b)(1); and

“(B) the National Institutes of Health.

“(g) FUNDING.—

“(1) ALLOCATIONS.—Of the amounts appropriated for a specified agency for a fiscal year, the Secretary may reserve not more than 0.5 percent for the purpose of carrying out activities under this section through the minority health office of the agency. In reserving an amount under the preceding sentence for a minority health office for a fiscal year, the Secretary shall reduce, by substantially the same percentage, the amount that otherwise would be available for each of the programs of the designated agency involved.

“(2) AVAILABILITY OF FUNDS FOR STAFFING.—The purposes for which amounts made available under paragraph (1) may be expended by a minority health office include the costs of employing staff for such office.”

**SEC. 363. ASSISTANT SECRETARY OF HEALTH AND HUMAN SERVICES FOR CIVIL RIGHTS.**

(a) IN GENERAL.—Part A of title II of the Public Health Service Act (42 U.S.C. 202 et seq.) is amended by adding at the end the following:

**“SEC. 229. ASSISTANT SECRETARY FOR CIVIL RIGHTS.**

“(a) ESTABLISHMENT OF POSITION.—There shall be in the Department of Health and Human Services an Assistant Secretary for Civil Rights, who shall be appointed by the President, by and with the advice and consent of the Senate.

“(b) RESPONSIBILITIES.—The Assistant Secretary shall perform such functions relating to civil rights as the Secretary may assign.”

(b) CONFORMING AMENDMENT.—Section 5315 of title 5, United States Code, is amended, in the item relating to Assistant Secretaries of Health and Human Services, by striking “(6)” and inserting “(7)”.

**STATEMENTS ON SUBMITTED RESOLUTIONS**

**SENATE CONCURRENT RESOLUTION 145—RECOGNIZING AND COMMENDING MARY BAKER EDDY'S ACHIEVEMENTS AND THE MARY BAKER EDDY LIBRARY FOR THE BETTERMENT OF HUMANITY**

Mr. KENNEDY. (for himself, Mrs. CLINTON, and Mrs. HUTCHISON) submitted the following concurrent resolution; which was referred to the Committee on the Judiciary:

S. CON. RES. 145

Whereas the Mary Baker Eddy Library for the Betterment of Humanity will officially open on September 29, 2002, in Boston, Massachusetts, thereby making available to the public the Mary Baker Eddy Collections, one of the largest collections of primary source material by and about an American woman;

Whereas the namesake of the Library, Mary Baker Eddy, achieved international

prominence during her lifetime (1821–1910) as the founder of Christian Science and was the first woman in the United States to found and lead a religion that became an international movement with members in 139 countries;

Whereas historians compare Mary Baker Eddy to 19th century women reformers like Elizabeth Cady Stanton and Susan B. Anthony, who took leadership roles at a time when women infrequently did so;

Whereas Mary Baker Eddy founded and served as the pastor of her own church, the First Church of Christ, Scientist, in Boston, and established a publishing organization that produces numerous publications, including "The Christian Science Monitor", an international daily newspaper that has won 7 Pulitzer Prizes;

Whereas in recognition of the numerous achievements of Mary Baker Eddy, the Women's National Hall of Fame inducted her into its membership in 1995 for having made "an indelible mark on society, religion, and journalism";

Whereas the Mary Baker Eddy Library, a facility of 81,000 square feet, provides a place for people to come together to explore ideas and offers on-site and online educational experiences, programs, and exhibits;

Whereas the Mary Baker Eddy Collections consist of more than 100,000 documents, artifacts, photographs, and other media that chronicle the development of Mary Baker Eddy's ideas and offer an unequalled resource to scholars in women's history and mind-body medicine;

Whereas the Library's initiative to make the previously unpublished materials in the Mary Baker Eddy Collections available to the public is exemplary of, and in full accord with, the intent of the provisions of title 17, United States Code, relating to the publication of previously unpublished materials; and

Whereas the Mary Baker Eddy Library will establish an Institute for the Rediscovery and Preservation of the History of Women in Seneca Falls, New York, the birthplace of the first Women's Rights Convention, in order to showcase new research on the forgotten histories of women and offer educational programs for students: Now, therefore, be it

*Resolved by the Senate (the House of Representatives concurring),* That Congress recognizes and commends—

(1) Mary Baker Eddy for her outstanding achievements and contributions, particularly her contributions to the advancement of women's rights as a public figure and role model in the early stages of the women's rights movement; and

(2) the Mary Baker Eddy Library for the Betterment of Humanity, which will open to the public on September 29, 2002.

Mr. KENNEDY. Mr. President, it is a privilege to submit, on behalf of myself, Senator CLINTON and Senator HUTCHISON, a concurrent resolution to recognize the achievements of Mary Baker Eddy and the opening of the Mary Baker Eddy Library for the Betterment of Humanity. The Library, which officially opens to the public on September 29, will provide public access to the Mary Baker Eddy papers, one of the largest collections of primary source material by and about an American woman.

The Library will provide invaluable insight to Mary Baker Eddy's remarkable life and serve as an important resource for scholars, researchers and the public. Its mission will sustain her

powerful legacy that ideas can inspire individuals, empower them and transform their lives.

The Mary Baker Eddy Library, a facility encompassing over 80,000 square feet, will be a dynamic meeting place for people to explore ideas through its on-site and on-line educational experiences, programs and exhibits. So, too, its unique Mapparium will once again be available to visitors to the Library. The collections consist of over 100,000 documents, artifacts, photographs and other media that chronicle the development of Mary Baker Eddy's ideas and offer an unparalleled resource for scholars in women's history, spirituality and journalism.

The Library's effort to release previously unpublished materials in the Mary Baker Eddy Collections to the public will enrich our understanding of her extraordinary achievements. In conjunction with this facility in Boston, the Library will also establish an Institute for the Rediscovery and Preservation of the History of Women in Seneca Falls, New York, the birthplace of the first Women's Rights Convention, in order to showcase research on the forgotten histories of women and offer a wide range of educational programs for students.

I am pleased to submit this resolution to recognize this outstanding woman and the richness of her accomplishments. I would also like to congratulate Virginia Harris for her efforts to ensure that the Mary Baker Eddy Library became a reality and for her tireless energy and visionary leadership as Chairman of the Board of the Christian Science Church.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 4698. Mr. KERRY submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

**SA 4698.** Mr. KERRY submitted an amendment intended to be proposed to amendment SA 4471 proposed by Mr. LIEBERMAN to the bill H.R. 5005, to establish the Department of Homeland Security, and for other purposes; which was ordered to lie on the table; as follows:

On page 211, between lines 9 and 10, insert the following:

##### Subtitle C—Small Business Procurement Goals

##### SEC. 521. SMALL BUSINESS PROCUREMENT GOALS.

(a) IN GENERAL.—In regards to procurement contracts of the Department, the Secretary shall annually establish goals for the participation by—

- (1) small business concerns;
- (2) small business concerns owned and controlled by service-disabled veterans;
- (3) qualified HUBZone small business concerns;

(4) small business concerns owned and controlled by socially and economically disadvantaged individuals;

(5) small business concerns owned and controlled by women.

(b) DEFINITIONS.—The terms used in subsection (a) have the meaning given the terms in section 3 of the Small Business Act (15 U.S.C. 632) and relevant regulations promulgated thereunder.

(c) DEPARTMENT GOALS NOT LESS THAN GOVERNMENT-WIDE GOALS.—Notwithstanding section 15(g) of the Small Business Act (15 U.S.C. 644(g)), each goal established under subsection (a) shall be equal to or greater than the corresponding Government-wide goal established by the President under section 15(g)(1) of the Small Business Act (15 U.S.C. 644(g)(1)).

(d) INCENTIVE FOR GOAL ACHIEVEMENT.—Achievement of the goals established under subsection (a) shall be an element in the performance standards for employees of the Department who have the authority and responsibility for achieving such goals.

#### NOTICES OF HEARINGS/MEETINGS

##### COMMITTEE ON INDIAN AFFAIRS

Mr. INOUE. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Tuesday, September 24, 2002, at 10 a.m., in room 485 of the Russell Senate Office Building to conduct an oversight hearing on the "Role of the Special Trustee" within the Department of Interior.

Those wishing additional information may contact the Indian Affairs Committee at 224-2251.

##### COMMITTEE ON INDIAN AFFAIRS

Mr. INOUE. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Wednesday, September 25, 2002, at 10 a.m., in room 485 of the Russell Senate Office Building to conduct a business meeting to consider S. 958, the Western Shoshone Claims Distribution Act, and H.R. 2880, the Five Nations Citizens Land Reform Act, to be followed immediately by a hearing to receive testimony on the President's appointment of Quanah Crossland Stamps to serve as Commissioner for the Administration for Native Americans, and the appointment of Phil Hogen to serve as Chairman of the National Indian Gaming Commission.

Those wishing additional information may contact the Indian Affairs Committee at 224-2251.

##### COMMITTEE ON INDIAN AFFAIRS

Mr. INOUE. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Thursday, September 26, 2002, at 10 a.m., in room 485 of the Russell Senate Office Building to conduct an oversight hearing on "Intra-tribal Leadership Disputes and Tribal Governance."

Those wishing additional information may contact the Indian Affairs Committee at 224-2251.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON ARMED SERVICES

Mr. REID. Mr. President, I ask unanimous consent that the Committee on