

of the original legislation and runs entirely contrary to the interest of Bend taxpayers.

The community has always been more than willing to pay fair value for this property, and their goodwill and their tax dollars should not be wasted any longer.

The bill I introduce today resolves the issues that stand in the way of implementation of this simple land sale in a fair manner, directing the sale to move forward expeditiously for \$3.5 million. That figure is arrived at by assuming the \$3 million value of the property on the day the original Act was passed, allowing for inflation per the Forest Service's calculations, and then deducting the value of acreage that the Forest Service has decided not to sell and 15 acres the Forest Service has the ability to transfer to the local school district at no cost.

I look forward to the expeditious resolution to this issue.

I ask unanimous consent that the text of the bill to be printed in the RECORD.

There being no objection, the bill was ordered to be printed in the RECORD, as follows:

S. 1848

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SALE OF BEND PINE NURSERY ADMINISTRATIVE SITE.

The Bend Pine Nursery Land Conveyance Act (114 Stat. 2512) is amended—

(1) in section 3—
(A) in subsection (a)—
(i) by striking paragraph (1);
(ii) by redesignating paragraphs (2) through (7) as subparagraphs (A) through (F), respectively, and adjusting the margins appropriately; and
(iii) by striking “(a) IN GENERAL.—The Secretary may” and inserting the following:
“(a) IN GENERAL.—The Secretary—
“(1) shall offer to sell to the Bend Metro Park and Recreation District in Deschutes County, Oregon, for consideration in the amount of \$3,505,676, all right, title, and interest of the United States in and to approximately 170 acres of the parcel of land identified as Tract A, Bend Pine Nursery, as depicted on the site plan map entitled ‘Bend Pine Nursery Administrative Site, May 13, 1999’; and
“(2) may”;
(B) by striking subsection (e)(3); and
(C) by inserting after subsection (f) the following:

“(g) BEND PINE NURSERY ADMINISTRATIVE SITE.—The land conveyed to the Bend Metro Park and Recreation District under section 3(a)(1)—
“(1) shall be used only for recreation purposes; and
“(2) may be developed for those purposes.”.

(2) by redesignating section 6 as section 7; and
(3) by inserting after section 5 the following:

“(2) may”;
(B) by striking subsection (e)(3); and
(C) by inserting after subsection (f) the following:

“(g) BEND PINE NURSERY ADMINISTRATIVE SITE.—The land conveyed to the Bend Metro Park and Recreation District under section 3(a)(1)—
“(1) shall be used only for recreation purposes; and
“(2) may be developed for those purposes.”.

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“(1) shall be used only for recreation purposes; and
“(2) may be developed for those purposes.”.

SUBMITTED RESOLUTIONS

SENATE RESOLUTION 264—EX-PRESSING THE SENSE OF THE SENATE REGARDING VETERANS DAY 2003

Mr. FRIST (for himself, Mr. DASCHLE, Mr. SPECTER, Mr. GRAHAM of Florida, Mr. BINGAMAN, and Mr. DORGAN) submitted the following resolution; which was considered and agreed to:

Whereas tens of millions of Americans have served in the Armed Forces of the United States during the past century;

Whereas hundreds of thousands of Americans have given their lives while serving in the Armed Forces of the United States during the past century;

Whereas the contributions and sacrifices of the men and women who have served in the Armed Forces of the United States have been vital in maintaining our freedoms and way of life;

Whereas the more than 700,000 brave Americans who have sacrificed their lives while serving in the Armed Forces of the United States have ensured that the Nation, which is founded on the principles of freedom, justice, and democracy, shall endure;

Whereas Armistice Day was first proclaimed by President Woodrow Wilson in 1919 to commemorate the November 11, 1918, armistice between the Allies and the Central Powers that ended the fighting of World War I;

Whereas on June 1, 1954, President Dwight D. Eisenhower signed into law the Act proclaiming November 11 as Veterans Day (Public Law 83-380);

Whereas on October 8, 1954, in anticipation of the first nationwide observance of Veterans Day in 1954, President Dwight D. Eisenhower issued a presidential proclamation regarding that Veterans Day which states that “[o]n that day let us solemnly remember the sacrifices of all those who fought so valiantly, on the seas, in the air, and on foreign shores, to preserve our heritage of freedom, and let us reconsecrate ourselves to the task of promoting an enduring peace so that their efforts shall not have been in vain”;

Whereas on November 10, 2003, President George W. Bush issued a presidential proclamation regarding Veterans Day 2003 which states that “[t]oday, our veterans inspire new generations of Americans as we work to defeat terrorism and advance peace. In respect for and recognition of the contributions our service men and women have made to the cause of peace and freedom around the world, the Congress has provided (5 U.S.C. 6103(a)) that November 11 of each year shall be set aside as a legal public holiday to honor veterans”;

Whereas in 2003 the Senate is in session on November 11 despite that date being a public holiday to honor veterans; and

Whereas it is proper that the Senate observe the day with appropriate tributes and commemorations even as it conducts the Nation's business: Now, therefore, be it

Resolved, That it is the sense of the Senate—

(1) that the war dead of the Nation, and veterans of the Armed Forces of the United States, alive or dead, are to be honored for their contributions and sacrifices to preserve the Nation and the principles of freedom, justice, and democracy that all Americans hold dear; and

(2) that Veterans Day 2003 shall be commemorated with appropriate tributes to all veterans of the Armed Forces of the United States for their contributions and sacrifices, and most especially to those who made the ultimate sacrifice; and

(3) that all Americans shall be encouraged to join the Senate in honoring and paying tribute to veterans of the Armed Forces of the United States, both on Veterans Day and throughout the year.

SENATE RESOLUTION 265—RECOGNIZING AND HONORING THE FIREFIGHTERS AND OTHER PUBLIC SERVANTS WHO RESPONDED TO THE DEVASTATING OUTBREAK OF WILDFIRES IN SOUTHERN CALIFORNIA IN OCTOBER 2003

Mrs. BOXER (for herself and Mrs. FEINSTEIN) submitted the following resolution; which was considered and agreed to:

S. RES. 265

Whereas in late October 2003, southern California experienced multiple simultaneous devastating wildfires that destroyed thousands of homes, took many lives, and burned hundreds of thousands of acres of grasslands and forests, exceeding the devastation of any fires in the past century;

Whereas in the space of a few days, all of the resources of local firefighting companies were called on to man fire lines, first on 1 front and then on many fronts;

Whereas firefighters were thrown into extraordinarily dangerous situations because of the fast-moving, fuel- and wind-driven fires;

Whereas firefighters exhibited resilience and courage by continuing to stay on the lines, often in back-to-back shifts, while knowing, in some instances, that their own families were in danger or that their personal homes had been lost;

Whereas 1 firefighter, Steven Rucker, made the ultimate sacrifice by giving his life;

Whereas the firefighters who were called initially were later assisted by skilled and courageous pilots, who flew water-drop flights in the most challenging wind and smoke conditions, and by firefighters from throughout the State of California and neighboring States;

Whereas additional emergency personnel, including law enforcement and medical personnel, have coordinated with local authorities and firefighters and have performed beyond the call of duty in the preservation and protection of human lives; and

Whereas members of the Armed Forces have once again met their country's call to duty, providing valuable firefighting assets and assistance to the emergency response efforts of California: Now, therefore, be it

Resolved, That the Senate—

(1) recognizes and honors all of the firefighters who responded to the devastating outbreak of wildfires in southern California in October 2003;

(2) recognizes and honors all others, including emergency, law enforcement, and medical personnel, pilots, and members of the Armed Forces, for their important contributions to controlling the wildfires and keeping Californians safe; and

(3) commends the firefighters and other personnel for dedicated service to the people of California.

AMENDMENTS SUBMITTED AND PROPOSED

SA 2148. Mr. LUGAR (for himself, Mrs. BOXER, and Mr. SANTORUM) proposed an amendment to the bill H.R. 1828, to halt Syrian support for terrorism, end its occupation

of Lebanon, stop its development of weapons of mass destruction, cease its illegal importation of Iraqi oil and illegal shipments of weapons and other military items to Iraq, and by so doing hold Syria accountable for the serious international security problems it has caused in the Middle East, and for other purposes.

SA 2149. Mr. FRIST (for Mr. BOND) submitted an amendment intended to be proposed by Mr. FRIST to the bill S. 286, to revise and extend the Birth Defects Prevention Act of 1998.

TEXT OF AMENDMENTS

SA 2148. Mr. LUGAR (for himself, Mrs. BOXER, and Mr. SANTORUM) proposed an amendment to the bill H.R. 1828, to halt Syrian support for terrorism, end its occupation of Lebanon, stop its development of weapons of mass destruction, cease its illegal importation of Iraqi oil and illegal shipments of weapons and other military items to Iraq, and by so doing hold Syria accountable for the serious international security problems it has caused in the Middle East, and for other purposes; as follows:

On page 2, strike lines 8 through 15.

On page 9, strike lines 21 through 24.

On page 15, line 1, strike "will be held responsible" and insert "should bear responsibility".

On page 15, beginning on line 6, strike "shall impede Syria's ability" and insert "will work to deny Syria the ability".

On page 15, strike lines 18 through 20.

On page 16, line 17, insert after "citizen in Iraq" the following: "if the Government of Syria is found to be responsible".

On page 18, strike lines 15 through 20 and insert the following:

(b) **WAIVER.**—The President may waive the application of subsection (a)(1), (a)(2), or both if the President determines that it is in the national security interest of the United States to do so and submits to the appropriate congressional committees a report containing the reasons for the determination.

On page 20, beginning on line 6, strike "withdrawn all Syrian military, intelligence, and other security personnel from Lebanon" and insert "ended its occupation of Lebanon described in section 2(7) of this Act".

On page 21, beginning on line 15, strike "the attacks against the United States that occurred on September 11, 2001, and other".

On page 21, beginning on line 20, strike "given the recognition that Hizbullah is equally or more capable than al Qaeda" and insert "and other terrorist organizations supported by Syria".

SA 2149. Mr. FRIST (for Mr. BOND) submitted an amendment intended to be proposed by Mr. FRIST to the bill S. 286, to revise and extend the Birth Defects Prevention Act of 1998; as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Birth Defects and Developmental Disabilities Prevention Act of 2003".

SEC. 2. NATIONAL CENTER ON BIRTH DEFECTS AND DEVELOPMENTAL DISABILITIES.

Section 317C of the Public Health Service Act (42 U.S.C. 247b-4) is amended—

(1) in subsection (a)(2)—

(A) in subparagraph (A)—

(i) by striking "and developmental disabilities" and inserting "developmental disabilities, and disabilities and health"; and

(ii) by striking "subsection (d)(2)" and inserting "subsection (c)(2)";

(B) in subparagraph (B), by striking "and" at the end;

(C) in subparagraph (C), by striking the period and inserting a semicolon; and

(D) by adding at the end the following:

"(D) to conduct research on and to promote the prevention of such defects and disabilities, and secondary health conditions among individuals with disabilities; and

"(E) to support a National Spina Bifida Program to prevent and reduce suffering from the Nation's most common permanently disabling birth defect.";

(2) by striking subsection (b);

(3) in subsection (d)—

(A) by striking paragraph (1) and inserting the following:

"(1) contains information regarding the incidence and prevalence of birth defects, developmental disabilities, and the health status of individuals with disabilities and the extent to which these conditions have contributed to the incidence and prevalence of infant mortality and affected quality of life;"

(B) in paragraph (3), by inserting "developmental disabilities, and secondary health conditions among individuals with disabilities" after "defects";

(C) in paragraph (4), by striking "and" at the end;

(D) by redesignating paragraph (5) as paragraph (7); and

(E) by inserting after paragraph (4) the following:

"(5) contains information on the incidence and prevalence of individuals living with birth defects and disabilities or developmental disabilities, information on the health status of individuals with disabilities, information on any health disparities experienced by such individuals, and recommendations for improving the health and wellness and quality of life of such individuals;

"(6) contains a summary of recommendations from all birth defects research conferences sponsored by the Centers for Disease Control and Prevention, including conferences related to spina bifida; and";

(4) by redesignating subsections (c), (d), and (e) as subsections (b), (c), and (d), respectively;

(5) by inserting after subsection (d) (as so redesignated), the following:

"(e) **ADVISORY COMMITTEE.**—Notwithstanding any other provision of law, the members of the advisory committee appointed by the Director of the National Center for Environmental Health that have expertise in birth defects, developmental disabilities, and disabilities and health shall be transferred to and shall advise the National Center on Birth Defects and Developmental Disabilities effective on the date of enactment of the Birth Defects and Developmental Disabilities Prevention Act of 2003.";

(6) in subsection (f), by striking "\$30,000,000" and all that follows and inserting "such sums as may be necessary for each of fiscal years 2003 through 2007.".

SEC. 3. TECHNICAL CORRECTIONS FOR STATE COUNCILS ON DEVELOPMENTAL DISABILITIES.

(a) **IN GENERAL.**—Section 122(a) of the Developmental Disabilities Assistance and Bill of Rights Act of 2000 (42 U.S.C. 15022(a)) is amended—

(1) in paragraph (3)(A)(ii), by inserting before the period the following: "the amount received by the State for the previous year, or the amount of Federal appropriations re-

ceived in fiscal year 2000, 2001, or 2002, whichever is greater"; and

(2) in paragraph (4)(A)(ii), by inserting before the period the following: "the amount received by the State for the previous year, or the amount of Federal appropriations received in fiscal year 2000, 2001, or 2002, whichever is greater".

(b) **EFFECTIVE DATE.**—The amendments made by subsection (a) shall take effect on October 1, 2003 and apply to allotments beginning in fiscal year 2004.

SEC. 4. REPORT ON SURVEILLANCE ACTIVITIES.

Not later than 18 months after the date of enactment of this Act, the Secretary of Health and Human Services jointly with the Secretary of Education shall submit to the Committee on Health, Education, Labor, and Pensions of the Senate and the Committee on Energy and Commerce and Committee on Education and the Workforce of the House of Representatives a report concerning surveillance activities under section 102 of the Children's Health Act of 2000 (Public Law 106-310), specifically including—

(1) a description of the current grantees under the National Autism and Pervasive Developmental Disabilities Surveillance Program and the Centers of Excellence in Autism and Pervasive Developmental Disabilities the data collected, analyzed, and reported under such grants, the sources of such data, and whether such data was obtained with parental consent as required under the Family Educational Rights and Privacy Act of 1974 (20 U.S.C. 1232g);

(2) a description of current sources of data for the surveillance of autism and developmental disabilities and the methods for obtaining such data, including whether such data was obtained with parental or patient consent for disclosure;

(3) an analysis of research on autism and developmental disabilities with respect to the methods of collection and reporting, including whether such research was obtained with parental or patient consent for disclosure;

(4) an analysis of the need to add education records in the surveillance of autism and other developmental disabilities, including the methodological and medical necessity for such records and the rights of parents and patients in the use of education records (in accordance with the Family Educational Rights and Privacy Act of 1974);

(5) a description of the efforts taken by the Centers for Disease Control and Prevention to utilize education records in conducting the surveillance program while obtaining parental or patient consent for such education records, including the outcomes of such efforts;

(6) a description of the challenges provided to obtaining education records (in the absence of parental or patient consent) for the purpose of obtaining additional surveillance data for autism and other developmental disabilities; and

(7) a description of the manner in which such challenges can be overcome, including efforts to educate parents, increase confidence in the privacy of the surveillance program, and increase the rate of parental or patient consent, and including specific quantitative and qualitative justifications for any recommendations for changes to existing statutory authority, including the Family Educational Rights and Privacy Act of 1974.

NOTICES OF HEARINGS/MEETINGS

(At the request of Mr. MCCONNELL, the following statement was ordered to be printed in the RECORD.)