

supporting a world ordered by law, and pursue instead a unilateralist path?

Or will we recommit our Nation to the achievement of workable democratic structures, to law and diplomacy, and to constructive leadership that produces coalitions to bring about just solutions?

There may be times, when all else fails, that unilateral American military action will be necessary, and Iraq may be a case in point. However, in my view, that has not been established. War must only be a last resort.

But the spirit of our foreign policy should not be the establishment of American hegemony, any more than we would want to see the establishment of al-Qaida's vision of a new radical fundamentalist Islamic world.

More importantly, I strongly believe that a foreign policy oriented towards cooperation and consultation will, in the long run, prove to be a more effective guarantor of U.S. national security than one of unilateralist impulse and confrontation.

#### ADDITIONAL STATEMENTS

##### SEPTEMBER 11 COMMISSION

• Mr. CORZINE. Mr. President, this past November, after extensive discussions, the Congress authorized the establishment of a commission to investigate the event surrounding the September 11 terrorist attacks. This commission should play a critically important role by allowing us to better understand the events surrounding this national tragedy and to better prepare against the threats of similar attacks in the future. The commission's work is also essential for the thousands of families who lost loved ones on September 11, and who want better information about what happened on that fateful day, and who want to ensure that all those responsible are held accountable. These families have suffered tremendous losses and they deserve our support.

I am very concerned, however, that the commission may lack the resources need to do the job right. So far, in defense appropriations bill for Fiscal Year 2003, Congress has appropriated only \$3 million for the commission. From all indications, this is grossly inadequate. And if we fail to supplement this with additional funding, we would not only be disgracing the memory of the victims of September 11, but we could be jeopardizing the future safety of all Americans.

Mr. President, in recent days, my staff and I have discussed the operation of this important investigatory commission with several of the appointed commissioners, both Democrats and Republicans. They have explained that the \$3 million appropriated so far appears woefully insufficient to meet the commission's anticipated needs this fiscal year. In fact, actual needs for FY2003 probably will exceed \$6 million—more than twice the amount approved by the Congress.

Mr. President, the responsibilities of the September 11 commission are much broader than the other commissions and it is simply unreasonable to expect

the commission to function effectively with only \$3 million. After all, that's a \$2 million less than the funding received by a 1996 commission to look into the issues surrounding legalized gambling.

Think about that: \$5 million to study gambling, \$3 million to study the worst terrorist attack in the history of this country. That simply does not make sense.

Mr. President, it is important to remember that this commission has responsibilities and requirements that go far beyond those of any other commission in U.S. history. There are unique and expensive logistical requirements, including the hiring of expert staff with high-level security clearances. The commission must secure real estate appropriate for top secret discussions, and provide high-level security of its employees and its information systems.

In order to complete the work of this important commission thoroughly and on time, more resources will be needed during this fiscal year, and in the future.

Mr. President, I am hopeful that if the Congress considers a supplemental appropriations bill later this year, that legislation will include needed additional resources for the commission.

In fact, I had prepared an amendment to this bill to increase funding for the commission by \$3 million. However, after a conversation with Governor Tom Kean, chair of the commission, I have decided not to introduce my amendment at this time. Rather, I will wait until a formal budget is drawn up by the commission.

I want to assure my colleagues, however, that I will not stop fighting for increased funding for the commission until I am convinced that the September 11 commission has received the funding that it needs to investigate the worst attack on American soil in our history. This matter is simply too important to do anything less.●

#### MIKE EVANS

• Mr. BAUCUS. Mr. President, I rise to pay tribute to one of the most dedicated public servants and loyal staff members I have had the privilege to work with. Mike Evans has served me with deliberation, dedication, and distinction for 18 years and I, the people of Montana, the United States Senate, and our Nation are the better for it.

Mike began his career as my legislative assistant for tax policy in 1983. As many in this Chamber will recall, that was a time of great debate in the Finance Committee. We had passed a major tax cut in 1981. The following year, a soaring budget deficit was demanding attention. By the time Mike came on board, not only was the Finance Committee dealing with "revenue raisers," to use the language of the day, but tax simplification was the hottest topic on the Finance Committee's agenda. Mike guided me through

the controversies with his usual enthusiasm and attention to detail. In fact, he was so impressive that he soon became my legislative director, and expanded his responsibilities to include overseeing my work on the Agriculture and Environment and Public Works Committees.

Perhaps his most significant accomplishment during his time with the EPW Committee was seeing the Clean Air Act of 1990 through the legislative process and into law. I was chairman of the Environmental Pollution Subcommittee then and Mike was my right arm—and sometimes my eyes and ears, too!

Getting that bill through the EPW Committee, the Senate floor, and then conference with the House was an arduous task. But Mike was there all the way. Through the seemingly endless markups, through the backroom negotiations off the Senate floor, and through the midnight conferences with the House, Mike was always ready with the right arguments, the necessary supporting materials, and, most important, his sage advice. That bill was a significant advance in the protection of public health and the cleanup of our environment. Mike's contributions to the bill will be long remembered.

In 1991, the lure of the Preston Gates law firm proved too much and he returned to the firm from whence he came. But when I became chairman of the Environment and Public Works Committee in 1993, I succeeded in luring him back into public service. Mike became my general counsel on the EPW Committee, integrally involved with the reauthorization of the Clean Water Act, the Superfund law, and the Endangered Species Act. We weren't always successful, but Mike provided the legal underpinnings of our efforts.

It is as a lawyer that Mike's true talents show through. He not only masters the statutory construction and case law on any point with ease—or at least so it seems to me—but he is renowned among the staff for his ability to footnote material. I recall on several occasions getting memos from him where there was not a word of the memo on a page. Rather, the page was filled with footnotes. I told him that I appreciated a good footnote or two as much as the next lawyer, but next time he should save them for our opponents.

Mike is respected and admired by his colleagues. He was always willing to spend time with other staff to review legal arguments, provide advice and direction, and sometimes just be a sounding board. I was told that Mike's stature among his peers increased beyond measure when he revealed to the other staff that when reading bill language, subclause two is pronounced "subclause two" and not, as was the apparent custom, "two little eye."

Mike's attention to detail was perhaps most apparent when it came to the rules. First, he updated the EPW Committee rules and religiously filed

away each application so that the Committee would have a file of precedents on which to refer.

It was in the defense of those EPW Committee rules that Mike became a small legend. In particular, he staunchly defended the Committee rule that prohibited the naming of public buildings for any living individual under the age of 70. But, lest you think Mike is perfect, even his best oratorical skills and most reasoned argument in defense of the rule were never a match for the political imperative involved in a naming bill. Mike lost every single one of those arguments.

When I took over as the chairman of the Senate Finance Committee in 2001, Mike moved over as the Deputy Chief of Staff and General Counsel. Once again, Mike took responsibility for updating the Committee rules and establishing a record of precedents.

Mike not only mastered committee rules, he mastered the Senate rules. On his last day in the Senate, the Senate Parliamentarian noted that Mike was always prepared when he made a parliamentary inquiry. And, for the record, I have to warn the Senate Parliamentarian that Mike prepared comprehensive, annotated references for the Finance Committee staff and provided what is now affectionately known as "The Mike Evans' Procedure Seminar."

Ironically, despite his respect of the rules, last year he was thrown off the Senate floor with a bipartisan gaggle of Finance Committee staff for being too noisy. I believe Senator DAYTON presided over the ouster.

I have always respected a person who can manage both the demanding responsibilities of Senate staff while also caring for a growing family. And Mike has certainly done both. We were fortunate to be part of Mike's life as his family expanded from two—he and his wife Maureen—to six, with the addition of their four beautiful children: Sean, Christopher, Aselefech and Adanech. We have watched their children grow up and every step has been a reflection of their incredible parents.

Mike also found time to be one of the best read staffers I have ever known. I have no doubt that his counsel has been greatly strengthened by his acquaintanceship with thoughts and history beyond the reach of a single individual. And his literary interests are not limited to reading. He is a most prolific author. As with most staff, he has done more than his share of floor statements. And as a lawyer, he has drafted the occasional law review article. But his talents also extend to poetry, including the occasional rhyming remembrance of triumphs and things best left unsaid when a staff member departs.

Suffice it to say, Mike fancies himself a music impresario. He feels it is his duty to bring music to "the people." Some of that music is even good. Mike has been known to wear Bob Marley T-shirts in the office over the

weekend and sing Bruce Springstein lyrics at the drop of a hat. In fact, when he discovered that one of the Finance Committee interns house-sat for Bob Dylan, the intern was suddenly spending more time in intense discussions with Mike.

Mike truly believes in the dignity and responsibilities of public service. He understands that when it comes to working in the Senate, as Bruce Springstein would say, "the door's open but the ride ain't free." So, while he leaves the Senate staff to return to private practice at Preston Gates, I know that he will retain his commitment to service, to his family, to his colleagues, and to his country.

Every President, every member of Congress, every staff person in the United States Congress must first swear to support and defend the Constitution of the United States against all enemies, foreign and domestic, to bear true faith and allegiance to the same and to faithfully discharge the duties of the office. Mike Evans lived by this oath every day of his public service in the Senate.

Mike follows the rules: The Senate rules. The Committee rules. And the rules by which he lives his life—loyalty, diversity, fairness, honesty, and compassion, coupled with an unexpected, yet sharp sense of humor.

I thank Mike for his dedication and the nearly two decades for which I have been fortunate enough to benefit his counsel and friendship. May we all follow his example, to have the wit to discover what is true and the fortitude to practice what is good.●

#### POPCORN

● Mr. TALENT. Mr. President, in 1996 the Congress promised agriculture producers that they would no longer be penalized for heeding market signals and raising crops the market demanded.

Two-hundred farmers in my home State of Missouri responded to strong domestic and foreign demand and planted acres of popcorn. Now, with the passage of the 2002 farm bill, these producers are greatly disadvantaged compared to farmers that stayed with traditional program crops.

Under the provisions of the 2002 farm bill, producers who opted to grow popcorn since 1996 on acreage traditionally dedicated to program crops or soybeans are severely penalized if they attempt to update their program acreage history or yield history.

Unless corrected, this will cause a substantial, potential loss to both farm income and land value. I believe that this problem should be corrected in the most expeditious manner, as the April 15 deadline for signup into the new farm programs is quickly approaching. Senator LUGAR and I have introduced an amendment to allow producers to include popcorn in their program base acres. I am grateful to managers on both sides for addressing this issue in a managers amendment.

The correction is simple. Popcorn is simply treated as a variety of the traditional corn for the purposes of determining bases and yields. I urge my colleges to support my amendment and allow the Department of Agriculture to consider popcorn equivalent to corn for the purpose of computing base acreage. There are 278,000 acres of land nationwide normally devoted to production of popcorn. We should not penalize those who farm this land because they believed the promises of the 1996 act. Popcorn growers in Missouri and across the Nation deserve equitable treatment when determining base acres.●

#### TRIBUTE TO MR. CLAY SWANZY

● Mr. SESSIONS. Mr. President, I want to take a few moments today to make some remarks in appreciation for the Alabama Congressional delegation's most senior staff member, Mr. Clay Swanzy. Originally from Greensboro, AL, one of Alabama's most charming towns, Clay retired in November after 31 years of service to the U.S. Congress.

Mr. Swanzy has served on the congressional staff of three different distinguished Alabama congressmen: former Congressmen Jack Edwards of Mobile and Bill Dickinson of Montgomery, and most recently Congressman TERRY EVERETT of Enterprise. He was known on the staff of each congressman for his hard work, dedication to duty, and loyalty. In 1971, former Congressman Jack Edwards hired Clay away from his position as a political reporter for the Mobile Press Register to become his press secretary in Washington. Clay remained with Congressman Edwards until Congressman Bill Dickinson of Montgomery offered him a position as his chief of staff. In 1993, when Congressman Dickinson retired, Clay remained in Washington as the chief of staff for Dickinson's successor, Congressman TERRY EVERETT.

After managing Congressman EVERETT's office for 10 years, Clay decided to retire from public service in Washington and return to Alabama.

Clay always enjoyed working behind the scenes, outside the glare of the political spotlights. His departure is a loss for the Second Congressional District and the State of Alabama. All who knew and worked with him will miss him.

On more than one occasion I have sought and received good advice from Clay. During his years of service he has learned much. He never panics, and always thinks clearly and with compassion for those involved. He is a strong leader, but one who leads by wisdom, thoughtfulness, insight and grace rather than threats or bluster. The people of Alabama have benefited greatly from his leadership. I, as well as many other government officials, have benefited greatly from his service. Clay has always been a leader among Alabama's delegation staff. They have valued his judgment, insight, and experience.

We will certainly miss Clay, but he has earned his retirement. As proof