

United States Senator for the term of six years, beginning on the third day of January, 2005.

In Witness Whereof, We have hereunto set our hands and caused the Seal of the State to be affixed at Pierre, the Capital, this 9th day of November, 2004.

M. MICHAEL ROUNDS,
Governor.

STATE OF LOUISIANA

CERTIFICATION OF ELECTION FOR A SIX-YEAR TERM

To the President of the Senate of the United States

I, Kathleen Babineaux Blanco, Governor of the State of Louisiana, do hereby certify that, in accordance with the provisions of the Louisiana Election Code, on the 2nd day of November, 2004, David Vitter was elected by the qualified electors of the state of Louisiana a Senator to represent the state of Louisiana in the United States Senate for the term of six years, beginning at noon on the 3rd day of January 2005. The votes cast: 943,014 for David Vitter (Republican); 542,150 for Chris John (Democrat); 275,821 for John Kennedy (Democrat); 47,222 for Arthur A. Morrell (Democrat); 15,097 for Richard M. Fontanes (Other); 12,463 for R.A. "Skip" Galan (Other) and 12,289 for Sam Houston Melton, Jr. (Democrat) are on file and of record in the Office of the Secretary of State of Louisiana.

In Witness Whereof, I have hereunto set my hand officially and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 19th day of November, 2004.

KATHLEEN BABINEAUX BLANCO,
Governor.

STATE OF OHIO

CERTIFICATE OF ELECTION

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November 2004, George V. Voinovich was duly elected by the qualified electors of the State of Ohio as the Senator from said State in the Senate of the United States for the term of six years, beginning on the third day of January, 2005.

In testimony whereof, I have hereunto subscribed my name and caused the great seal of the State of Ohio to be hereto affixed at Columbus, Ohio, this 6th day of December, in the year of our Lord 2004.

By the Governor:

BOB TAFT,
Governor.

STATE OF OREGON

CERTIFICATE OF ELECTION FOR SIX-YEAR TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2004, Ron Wyden was duly chosen by the qualified electors of the State of Oregon, a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2005.

Witness: His excellency our Governor, Theodore Kulongoski, and our seal hereto affixed at Salem, Oregon this 2nd day of December, 2004.

By the Governor,

THEODORE KULONGOSKI,
Governor.

ADMINISTRATION OF OATH OF OFFICE

The VICE PRESIDENT. If the Senators to be sworn will now present

themselves at the desk in groups of four as their names are called in alphabetical order, the Chair will administer the oath of office.

The clerk will read the names of the first group.

The legislative clerk called the names of Mr. BAYH, Mr. BENNETT, Mr. BOND, and Mrs. BOXER.

These Senators, escorted by Mr. LUGAR, Mr. HATCH, Mr. TALENT, and Mrs. FEINSTEIN, respectively, advanced to the desk of the Vice President; the oath prescribed by law was administered to them by the Vice President; and they severally subscribed to the oath in the Official Oath Book.

The VICE PRESIDENT. Congratulations.

(Applause, Senators rising.)

The VICE PRESIDENT. The clerk will read the names of the next group of Senators.

The legislative clerk called the names of Mr. BROWBACK, Mr. BUNNING, Mr. BURR, and Mr. COBURN.

These Senators, escorted by Mr. ROBERTS, Mr. MCCONNELL, Mrs. DOLE, former Senator Helms, Mr. INHOFE, and former Senator Nickles, respectively, advanced to the desk of the Vice President; the oath prescribed by law was administered to them by the Vice President; and they severally subscribed to the oath in the Official Oath Book.

The VICE PRESIDENT. Congratulations.

(Applause, Senators rising.)

The VICE PRESIDENT. The clerk will call the names of the next group of Senators.

The legislative clerk called the names of Mr. CRAPO, Mr. DEMINT, Mr. DODD, and Mr. DORGAN.

These Senators, escorted by Mr. CRAIG, Mr. GRAHAM of South Carolina, Mr. LIEBERMAN, and Mr. CONRAD, respectively, advanced to the desk of the Vice President; the oath prescribed by law was administered to them by the Vice President; and they severally subscribed to the oath in the Official Oath Book.

The VICE PRESIDENT. Congratulations.

(Applause, Senators rising.)

The VICE PRESIDENT. The clerk will call the names of the next group of Senators.

The legislative clerk called the names of Mr. FEINGOLD, Mr. GRASSLEY, Mr. GREGG, and Mr. INOUE.

These Senators, escorted by Mr. KOHL, Mr. HARKIN, Mr. SUNUNU, and Mr. AKAKA, respectively, advanced to the desk of the Vice President; the oath prescribed by law was administered to them by the Vice President; and they severally subscribed to the oath in the Official Oath Book.

The VICE PRESIDENT. Congratulations.

(Applause, Senators rising.)

The VICE PRESIDENT. The clerk will call the names of the next group of Senators.

The legislative clerk called the names of Mr. ISAKSON, Mr. LEAHY, Mrs. LINCOLN, and Mr. MARTINEZ.

These Senators, escorted by Mr. CHAMBLISS, former Senator Mattingly, Mr. JEFFORDS, Mr. NELSON of Florida, Mr. PRYOR, former Senator Hawkins and former Senator Brock, respectively, advanced to the desk of the Vice President; the oath prescribed by law was administered to them by the Vice President; and they severally subscribed to the oath in the Official Oath Book.

The VICE PRESIDENT. Congratulations.

(Applause, Senators rising.)

The VICE PRESIDENT. The clerk will call the names of the next group of Senators.

The legislative clerk called the names of Mr. MCCAIN, Ms. MIKULSKI, Ms. MURKOWSKI, and Mrs. MURRAY.

These Senators, escorted by Mr. KYL, Mr. SARBANES, Mr. STEVENS, former Senator Murkowski, and Ms. CANTWELL, respectively, advanced to the desk of the Vice President; the oath prescribed by law was administered to them by the Vice President; and they severally subscribed to the oath in the Official Oath Book.

The VICE PRESIDENT. Congratulations.

(Applause, Senators rising.)

The VICE PRESIDENT. The clerk will call the names of the next group of Senators.

The legislative clerk called the names of Mr. OBAMA, Mr. REID of Nevada, Mr. SALAZAR, and Mr. SCHUMER.

These Senators, escorted by Mr. ENSIGN, Mr. DURBIN, Mr. ALLARD, and Mrs. CLINTON, respectively, advanced to the desk of the Vice President; the oath prescribed by law was administered to them by the Vice President; and they severally subscribed to the oath in the Official Oath Book.

The VICE PRESIDENT. Congratulations.

(Applause, Senators rising.)

The VICE PRESIDENT. The clerk will call the names of the next group of Senators.

The legislative clerk called the names of Mr. SHELBY, Mr. SPECTER, Mr. THUNE, and Mr. VITTER.

These Senators, escorted by Mr. SESSIONS, Mr. SANTORUM, Mr. JOHNSON, former Senator Abdnor, and Ms. LANDRIEU, respectively, advanced to the desk of the Vice President; the oath prescribed by law was administered to them by the Vice President; and they severally subscribed to the oath in the Official Oath Book.

The VICE PRESIDENT. Congratulations.

(Applause, Senators rising.)

The VICE PRESIDENT. The clerk will read the names of the next group of Senators.

The legislative clerk called the names of Mr. VOINOVICH and Mr. WYDEN.

These Senators, escorted by Mr. DEWINE and Mr. SMITH, respectively, advanced to the desk of the Vice President; the oath prescribed by law was administered to them by the Vice

President; and they severally subscribed to the oath in the Official Oath Book.

The VICE PRESIDENT. Congratulations.

(Applause, Senators rising.)

The VICE PRESIDENT. The majority leader is recognized.

QUORUM CALL

Mr. FRIST. Mr. President, I suggest the absence of a quorum.

The VICE PRESIDENT. The absence of quorum having been suggested, the clerk will call the roll to ascertain the presence of a quorum.

The legislative clerk proceeded to call the roll and the following Senators entered the Chamber and answered to their names:

[Quorum No. 1, Leg.]

PRESENT—92

Akaka	Domenici	McCain
Alexander	Dorgan	McConnell
Allard	Durbin	Mikulski
Allen	Ensign	Murkowski
Baucus	Enzi	Murray
Bayh	Feingold	Nelson (FL)
Bennett	Feinstein	Nelson (NE)
Bingaman	Frist	Obama
Bond	Graham	Pryor
Boxer	Grassley	Reed (RI)
Brownback	Gregg	Reid (NV)
Bunning	Hagel	Roberts
Burr	Harkin	Salazar
Cantwell	Hatch	Santorum
Chafee	Hutchison	Sarbanes
Chambliss	Inhofe	Schumer
Clinton	Inouye	Sessions
Coburn	Isakson	Shelby
Cochran	Jeffords	Smith
Coleman	Johnson	Snowe
Collins	Kohl	Specter
Conrad	Kyl	Stabenow
Cornyn	Landrieu	Stevens
Corzine	Lautenberg	Sununu
Craig	Leahy	Talent
Crapo	Levin	Thomas
Dayton	Lieberman	Thune
DeMint	Lincoln	Vitter
DeWine	Lott	Voivovich
Dodd	Lugar	Wyden
Dole	Martinez	

ABSENT—8

Biden	Carper	Rockefeller
Burns	Kennedy	Warner
Byrd	Kerry	

The VICE PRESIDENT. A quorum is present.

The majority leader is recognized.

SERVING IN THE SENATE

Mr. FRIST. Mr. President, let me welcome everyone here and everyone watching at home to the Chamber of the U.S. Senate and to this historic first day of the 109th Congress.

When the Senate family gathers, it is always a special occasion. But this is a day when the entire Senate family comes together and celebrates this unique institution that indeed binds us as one.

So, for being here, I thank the distinguished Members of the Senate—past, present, and near future—Senate friends and our beloved families, and our loyal and hardworking Senate staff.

My colleagues, our roots as representatives of the people are not recent. They are ancient. They reach be-

yond the founding of our Republic, to our earliest days as colonies. The first legislative assembly in the New World gathered during the scorching summer months of 1619 on Jamestown Island, Virginia. Twenty-two burgesses, a governor and his council, a clerk, and a sergeant of arms met to propose and pass “just laws for the happy guiding and governing of the people . . .”

If you visit Jamestown today, you can still see the stone foundation of the church where that first assembly conducted its business. It is on those rocks that this House in which we stand today was built.

Over the course of nearly four centuries, the seeds of American democracy have swept across oceans and over mountains and through jungles and deserts, taking root in land barren of the supposed “prerequisites” for self-government. These seeds have grown into what President Reagan boldly called at the height of our war against Soviet totalitarianism “a not-at-all-fragile flower.”

As U.S. Senators, we, with our colleagues in the House and our respected President, are the stewards of this ancient and yet still living and thriving tradition. And this, my friends, is no small burden to bear.

The American people—and indeed the people of the world—look upon this Capitol and those of us who serve here for inspiration and leadership and unwavering devotion to our common cause.

So what is expected of us over the course of the next 2 years? What is our duty as the 100 Members of the world’s greatest deliberative body, the U.S. Senate?

We all take the same oath to support and defend the same sacred document. So, first and foremost, we are obligated—as individuals, as equals and, above all, as a body—to discharge our Constitutional duties.

We also have, as Senator Mike Mansfield once said, “a primary responsibility to the people whom [we] represent to face the legislative issues of the nation.”

And I would add not just the issues of today, but the issues of tomorrow. This Senate must lead today on tomorrow’s challenges.

Lastly, we have what our longest serving Member, ROBERT C. BYRD, calls “the duty beyond our duties.” It is, as he so eloquently and accurately once stated: “The duty to endeavor to inspire others and to demonstrate, through personal example, that public service of all types ought to be an honorable calling.”

Senator BYRD, I too believe public service is an honorable calling. And, my fellow Senators, you are all honorable men and women. It is a privilege both to serve with you and to serve you as majority leader. God bless you, our proceedings, the country we love, and the people we all aspire to faithfully represent.

RECOGNITION OF THE MINORITY LEADER

The VICE PRESIDENT. The Democratic leader is recognized.

PUBLIC SERVICE

Mr. REID. Mr. President, I appreciate very much the remarks of the Republican leader, and I think there is no better example of public service than BILL FRIST, a person who, if not the most prominent transplant surgeon in the country, is one of the most prominent transplant surgeons in the country, and he decided to become involved in public service and he has done it very well.

I repeat, there isn’t a better example of public service than the leader.

When I was less than a week old, my father was working in the mine in Chloride, AZ. It was a short way over the river from Searchlight. He was working in a vertical shaft. They were sinking a shaft. He was working with another man by the name of Carl Myers. They drilled holes and set the dynamite charges. In those days they did not have all the product liability protection we have today.

He lit the 10 fuses. One of them went off way before it was supposed to. He was hurt very badly. It blew him into the air, blew the soles off his shoes. He was in a state of shock. He knew he had to get out of there because the other holes were burning. When they were sinking the shaft, they had a 10-foot ladder they would bring down, take it out when they climbed out of the hole, and leave it at the next level. He knew he had to get out of there. He put the ladder down and it would keep falling. He did not realize a leg of the ladder had blown off and when he tried to climb out, it would fall.

On the next level was Carl Myers. He knew one of the holes went off; he knew there were nine others. He did something heroic, to say the least. He could not stop the other holes from going off because they were covered with muck at the time, covered with dirt. So Carl Myers climbed down. He was a smaller man than my dad. My dad was 6 feet tall and probably weighed 185 pounds. He carried him up to the next level and saved his life. As soon as he got up there, the holes went off.

I tell this story because the acts of one man did much. Among other things, it allowed my mother not to be a widow, allowed her to have a husband and a father for three boys. Later, another brother came into the family.

Carl Myers received a Carnegie medal for heroism for what he did to save my father’s life. Lowell Thomas wrote about this episode involving my father. He quoted Carl Myers as saying: To hell with the medal, Harry’s alive, isn’t he?

Carl Myers, from the time I was a little boy being raised in Searchlight, was a hero to me. Because of his decision our family was allowed to function.