

tragedy has just begun, and Congress must do all that is necessary to fund essential relief and recovery efforts and help those in need.

HONORING CHIEF JUSTICE
WILLIAM REHNQUIST

Mr. McCAIN. Mr. President, while the Nation's attention is rightly focused on the ongoing tragedy in the South, I would also like to say a few words about the passing of a great American. After a long and extraordinary life, William Rehnquist died this past weekend. The 16th Chief Justice of the United States leaves us with an unmatched legacy of service to our Nation.

Born 80 years ago in Milwaukee, WI, William Rehnquist lived a truly remarkable life. Like many in his generation, he served in World War II and was stationed in North Africa. With the support of scholarship money from the G.I. Bill, Justice Rehnquist attended college at Stanford University. He then went on to earn his law degree from Stanford Law School. At law school, the Chief Justice began to establish his reputation as a brilliant legal thinker and an able scholar. He graduated at the top of his class, just ahead of Sandra Day O'Connor.

After clerking for Supreme Court Justice Robert Jackson, Rehnquist married his late wife Natalie Cornell and moved to Phoenix, AZ. There, Justice Rehnquist and Nan raised their three children—James, Janet, and Nancy—while he built a long career as one of Arizona's leading attorneys.

In 1969, Chief Justice Rehnquist became a public servant as an assistant U.S. attorney general. Two years later, he was nominated by President Nixon to the Supreme Court. After being confirmed by the Senate, he took his seat as an Associate Justice of the Court—at 47, he was the Court's youngest member. In 1986, President Reagan nominated and the Senate confirmed Justice Rehnquist as the Chief Justice of the United States.

During his 33 years on the Court, Justice Rehnquist gained respect for his sharp intellect, his strong sense of fairness, and his profound devotion to the Court and to public service.

The Chief Justice's extraordinary legal career was surpassed only by the courage that he showed in his final year of life. During that time, he battled bravely against thyroid cancer. Through radiation and chemotherapy treatments, he continued to serve on the Court and stated that he would continue to perform his duties as Chief Justice as long as his health permitted. He did just that, with the dignity and dedication that characterized his tenure on the Court.

William Rehnquist truly was first among equals. May he rest in peace.

Mr. OBAMA. Mr. President, today I speak in honor of Chief Justice William Rehnquist. The Chief Justice served this Nation's highest court with dis-

tinction and honor for more than three decades, and his career in public service started years earlier. Even as he battled cancer over the past year, he continued to be an example of personal strength, dignity, and fortitude. I join my colleagues in mourning his passing and offering my prayers to his family.

The Chief Justice was a staunch defender of the Supreme Court and an active, independent judiciary. He was admired as a warm and helpful colleague, a thoughtful mentor, and an extremely effective administrator of the federal court system. The courts were well cared for under his distinguished leadership.

Justice Rehnquist also engaged directly with many of the toughest constitutional controversies of the twentieth century. Although I often disagreed with his decisions, Justice Rehnquist's opinions have been the source of important scholarship and litigation. Like the Chief Justice he followed, the late Earl Warren, Justice Rehnquist will be remembered as an important historical figure whose legacy will impact generations of Americans.

I knew the Chief Justice only at a distance. As a lawyer and a constitutional law instructor, I was required to wrestle intellectually with his ideas and arguments, and to press my students to divine his judicial instincts and motivations. My regret is that I never got to know him personally, or even to join one of his legendary walks around the Capitol or monthly poker games. I know that his warmth and humor have touched many of my colleagues, and he will be missed.

Of course, the strength of our constitutional structure—is that it is greater than any individual. Each of us plays but a small role in designing or building or repairing that structure it is greater and more important than any of us. We mourn the passing of Justice Rehnquist and now look to the future and the important work to be done.

Mr. JEFFORDS. Mr. President, I rise today to honor Chief Justice William Rehnquist, who was a brilliant jurist, a devoted public servant, and a person who shared my love of Vermont.

Though most Americans knew Chief Justice Rehnquist for his years of service on the Supreme Court, many Vermonters knew him as a neighbor and a friend. Like most who visit our great State, Chief Justice Rehnquist fell in love with Vermont's natural beauty and rural character and purchased a home in Greensboro in 1974.

For over 30 years, Chief Justice Rehnquist escaped the humidity and stress of Washington every summer in favor of the picturesque surroundings and quiet charm of Caspian Lake. Whether it was playing cards, visiting Willey's Store, or worshipping at the Greensboro United Church of Christ, Chief Justice Rehnquist immersed himself in the community with a remarkable subtlety and modesty for a man of

his stature and prominence. The Chief Justice would also share his knowledge of history, politics, and the law with community members in a lecture that became a much-anticipated summer tradition in Vermont's Northeast Kingdom.

Each year, before the State of the Union, I would usually have a chance to chat with the Chief Justice about his time in Vermont. Amidst the chaos and cameras of the Capitol on such a busy night, Chief Justice Rehnquist always found time to reminisce about the summer months he spent in our State. I always enjoyed these brief discussions with such a kind and engaging man who valued life's simple pleasures so dearly.

On September 5, the Burlington Free Press, describing the reaction in Greensboro to the Chief Justice's passing, wrote:

It wasn't a dignitary that was mourned; it was a guy who liked to walk everywhere and call people by their first names (and expected them to return the favor). It was a guy who had an affinity for Hershey's Special Dark Chocolate bars and Donna Gerow's homemade pumpkin bread.

As millions of Americans mourn the loss of one of the most influential people of our time, Vermonters in Greensboro, and around Caspian Lake, mourn a good neighbor, a great friend, and a fellow Vermonter.

RELATIVE TO THE DEATH OF WILLIAM H. REHNQUIST, CHIEF JUSTICE OF THE UNITED STATES

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to a vote on the resolution honoring the life of Chief Justice William Rehnquist, which the clerk will report.

The assistant legislative clerk read as follows:

A resolution (S. Res. 234), relative to the death of William H. Rehnquist, Chief Justice of the United States.

Mr. HATCH, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The question is on agreeing to the resolution. The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. McCONNELL. The following Senators were necessarily absent: the Senator from Louisiana (Mr. VITTER).

Mr. DURBIN. I announce that the Senator from Delaware (Mr. BIDEN), the Senator from New Jersey (Mr. CORZINE), the Senator from Louisiana (Ms. LANDRIEU), and the Senator from West Virginia (Mr. ROCKEFELLER) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 95, nays 0, as follows:

[Rollcall Vote No. 222 Leg.]

YEAS—95

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

NOT VOTING—5

Biden	Landrieu	Vitter
Corzine	Rockefeller	

The resolution (S. Res. 234) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 234

Whereas William H. Rehnquist, the late Chief Justice of the United States, was born in Milwaukee, Wisconsin, to William Benjamin Rehnquist and Margery Peck Rehnquist and raised in Shorewood, Wisconsin;

Whereas a young William H. Rehnquist served our Nation during the Second World War in the United States Army Air Force at home and abroad from 1943 to 1946;

Whereas William H. Rehnquist enrolled in Stanford University, where he earned a bachelor's and master's degree in political science and was elected to Phi Beta Kappa;

Whereas William H. Rehnquist earned a second master's degree in government from Harvard University;

Whereas William H. Rehnquist graduated first in a very impressive class, including his future Supreme Court colleague, Sandra Day O'Connor, from Stanford University's School of Law;

Whereas William H. Rehnquist began his legal career by serving as a law clerk to Supreme Court Justice Robert Jackson;

Whereas William H. Rehnquist married the late Natalie Cornell, and they raised 3 children, James, Janet, and Nancy;

Whereas William H. Rehnquist was an accomplished attorney, having practiced law for 16 years in Phoenix, Arizona;

Whereas President Richard Nixon selected William H. Rehnquist to serve as Assistant Attorney General for the Office of Legal Counsel of the Department of Justice;

Whereas President Richard Nixon also nominated William H. Rehnquist to serve as an Associate Justice on the Supreme Court of the United States;

Whereas President Ronald Reagan nominated William H. Rehnquist to serve as the sixteenth Chief Justice of the United States;

Whereas William H. Rehnquist had a profound love for history and respect for the arts and served as Chancellor of the Smithsonian Institution for 19 years;

Whereas William H. Rehnquist was a skilled writer and avid historian and authored several books on Supreme Court history and the American legal system;

Whereas William H. Rehnquist was a man of enormous intellect and great common sense, a combination that was reflected in the clarity of his opinions;

Whereas William H. Rehnquist's record illustrates his unwavering commitment to judicial restraint, judicial independence, and the rule of law;

Whereas, under his firm leadership and superb managerial skills, William H. Rehnquist efficiently managed the Supreme Court of the United States for 19 years;

Whereas leaders of both political parties agree that William H. Rehnquist served with honor and integrity in his role as the second Chief Justice of the United States to preside over a presidential impeachment trial, respecting the institutional domain of the Senate and its processes, procedures, and traditions;

Whereas, as the leader of the Supreme Court, William H. Rehnquist was highly regarded by all of his colleagues, including those with differing judicial philosophies;

Whereas his former colleagues have described William H. Rehnquist as a "splendid administrator", "the most efficient manager", "a great Chief Justice", "meticulously fair", and the "most all-around successful" Chief Justice;

Whereas William H. Rehnquist served with distinction on the Supreme Court of the United States for over 14 years as an Associate Justice and 19 years as the Chief Justice, more than 33 years in all;

Whereas William H. Rehnquist was the fourth longest serving Chief Justice of the United States;

Whereas William H. Rehnquist was 1 of our Nation's most influential and memorable Chief Justices;

Whereas William H. Rehnquist was the embodiment of the ideal qualities of a judge, fair, impartial, open minded, and above all committed to the Constitution and the rule of law;

Whereas William H. Rehnquist will be remembered as 1 of the greatest Chief Justices of the United States;

Whereas William H. Rehnquist passed away on September 3, 2005, surrounded by his loving family; and

Whereas our Nation is deeply indebted to William H. Rehnquist, a truly distinguished American: Now, therefore, be it

Resolved, That the Senate—

(1) extends its heartfelt sympathy to the family and friends of William H. Rehnquist;

(2) acknowledges William H. Rehnquist's life-long service to the United States of America as a World War II veteran, a talented attorney, a dedicated public servant, a brilliant jurist, and one of our Nation's greatest Chief Justices; and

(3) commends William H. Rehnquist for his 33 year tenure on the Supreme Court of the United States and his many accomplishments as Chief Justice of the United States.

Mr. FRIST. I ask unanimous consent the time until 1:30 be equally divided, and at 1:30 the Senate stand in recess until 3:30 today as a further mark of respect to Chief Justice Rehnquist, provided further that when the Senate reconvenes at 3:30 there be a period for morning business with Senators permitted to speak for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

The Senator from Massachusetts.

THE DISASTER IN NEW ORLEANS

Mr. KENNEDY. Madam President, Americans continue to be moved by the devastation of Hurricane Katrina and its toll on our fellow Americans, from New Orleans and in the Gulf Coast region, particularly in Louisiana, Mississippi, and Alabama. The human tragedy has brought out the generosity of the American spirit, as people have opened their homes and pocketbooks to families uprooted by the storm. This is a disaster of Biblical proportions. The dimensions of this tragedy almost are beyond human comprehension and the failures by our Government to prepare and to respond run deep and wide.

Yesterday the President and the White House spokesman proclaimed that the administration would not play the blame game. This is not a game. This is not some schoolyard spat. It is about life and death and, most important, it is about getting it right the next time.

We must be about the work of providing continuing relief to our citizens and rebuilding our communities. But we also cannot delay the important task of determining what went so gravely wrong, and holding accountable those responsible for the tragic failures that Americans have seen so clearly on their televisions and read in their newspapers. The next disaster could be tomorrow. It could be a devastating earthquake. It could be a deadly terrorist attack. It could be another destructive storm. We need an immediate and independent assessment of what went wrong and what we must do to fix it.

Any corporation faced with such devastation and incompetence by its leadership would have its board and its shareholders demanding an independent assessment of the failures and demanding accountability from its leadership. It would not be business as usual.

The same holds true for the people's Government. The people have a right to candor and honesty about the state of their Government's preparedness to protect them. The new Department of Homeland Security, created by this administration, was supposed to protect us. It was supposed to do a better job of keeping us safe. It failed, and more than a million people have been displaced from their homes, a treasured American city is a wasteland, thousands have lost their lives, an economy has been shattered with ripple effects all over America. Candor, honesty, action—that is what we need. The people have a right to know that they will be better protected the next time.

Another lesson of this tragedy is that America can ignore the disparities in our society no longer. The powerful winds of this storm have torn away the mask that has hidden from our debates the many Americans who are left out and left behind. We see now in stark relief that so many Americans live every day on the brink of economic disaster. For them any setback becomes a major