

The 1952 Mainland High School graduate was perhaps best known to the community as the director of the Herbert D. Kerman Regional Oncology Center at Halifax Health Medical Center and as the owner of Angell & Phelps Chocolate Factory that his son, Alvin Jr., now runs.

In addition, he felt a strong pull toward changing the system so more people had access to medical care, serving as president of the Volusia County Medical Society and the Florida Medical Association.

Smith was a self-confessed truant who went to fifth grade for only one day and didn't come back to school for a year. He quit high school in 10th grade and finally graduated from Mainland at the age of 21. But then he went on to become the first college graduate in his family, earning a biology degree from the University of Florida before getting his doctorate from the University of Miami.

It was as president of the Florida Medical Association in the 1990s, however, that Smith achieved one of his most enduring accomplishments: convincing then-Gov. Lawton Chiles to form an autonomous state Department of Health. During that time, he also lobbied for legislation allowing the state of Florida to sue the tobacco industry to recover Medicaid costs.

"He wanted to make sure that no patient in Florida went without the best health care they needed, regardless of their ability to pay," said Dr. Carl "Rick" Lentz, also a past president of the Florida Medical Association and a Daytona Beach surgeon.

His voice choking, Lentz recalled how Smith recently handed him his Florida Medical Association president's pin because Lentz never got one during his term as president.

"He's a wonderful human being who's been a blessing to the whole world," Lentz said. "There's not a patient who has been with him that doesn't love him. Anytime you call on Al, he's there for you."

Former County Councilman, local talk show radio host and gadfly Big John recalled meeting Smith as an "intern" at Halifax Health Medical Center in which community members were invited to spend time with doctors to learn about the hospital's functions.

"He was a great guy—great personality," John said.

Smith's boyhood longing for chocolates he couldn't afford in the window at Angell & Phelps gave way to occasional indulgence. When the chocolate factory came up for sale, he bought it to make sure all his favorite recipes stayed the same.

Daytona Beach Mayor Glenn Ritchey served with him on the Halifax Community Health System Board.

"I have known him to be a great community servant, as well as a wonderful doctor who has meant so much to our area," Ritchey said. "He'll be greatly missed."

Smith served in the U.S. Army, retiring as a major, and from the U.S. Army Reserves as a lieutenant colonel. He was active in civic organizations, ranging from the Boy Scouts to the People to Prevent Nuclear War. He served on boards including the United Way, Hospice of Volusia/Flagler and A Child's Place.

"Alvin's one of the really good guys," said John E. Evans, a former TV personality and spokesman for what was then called Halifax Community Health System.

Survivors include his wife of 50 years, Ann; three sons, Alvin Jr., Ormond Beach, and Chuck and Mike, both of Palm Coast; a sister, Ginny Little, Ormond Beach; and six grandchildren.

Viewing will be from 5 to 7 p.m., Friday at the social hall at Central Baptist Church, 142

Fairview Ave., Daytona Beach. Services will be at 11 a.m. Saturday at Central Baptist Church. A private military burial will be next week.●

#### MESSAGE FROM THE HOUSE

At 2:22 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2881. An act to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2008 through 2011, to improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes.

#### ENROLLED BILL SIGNED

The message also announced that the Speaker has signed the following enrolled bill:

H.R. 3528. An act to provide authority to the Peace Corps to provide separation pay for host country resident personal services contractors of the Peace Corps.

The enrolled bill was subsequently signed by the President pro tempore (Mr. BYRD).

#### MEASURES PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 2881. An act to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2008 through 2011, to improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. BAUCUS, from the Committee on Finance, without amendment:

H.J. Res. 43. A joint resolution increasing the statutory limit on the public debt (Rept. No. 110-184).

#### EXECUTIVE REPORT OF COMMITTEE

The following executive report of a nomination was submitted:

By Mr. ROCKEFELLER for the Select Committee on Intelligence, Donald M. Kerr, of Virginia, to be Principal Deputy Director of National Intelligence.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. LOTT:

S. 2086. A bill to amend title XXI of the Social Security Act to extend funding for 18

months for the State Children's Health Insurance Program (SCHIP) and for other purposes; to the Committee on Finance.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. CORNYN (for himself, Mrs. FEINSTEIN, and Mr. KYL):

S. Res. 326. A resolution supporting the goals and ideals of a National Day of Remembrance for Murder Victims; to the Committee on the Judiciary.

By Mrs. DOLE (for herself and Mr. KENNEDY):

S. Res. 327. A resolution recognizing the 218th anniversary of the United States Marshals Service; to the Committee on the Judiciary.

By Mr. REID (for Mr. BIDEN (for himself, Mr. LUGAR, and Mr. SUNUNU)):

S. Res. 328. A resolution condemning the assassination on September 19, 2007, of Antoine Ghanem, a member of the Parliament of Lebanon who opposed Syrian interference in Lebanon; considered and agreed to.

By Mr. DURBIN (for himself and Mr. OBAMA):

S. Res. 329. A resolution congratulating Southern Illinois University Edwardsville as it celebrates its 50th anniversary; considered and agreed to.

#### ADDITIONAL COSPONSORS

S. 22

At the request of Mr. WEBB, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. 22, a bill to amend title 38, United States Code, to establish a program of educational assistance for members of the Armed Forces who serve in the Armed Forces after September 11, 2001, and for other purposes.

S. 502

At the request of Mr. CRAPO, the name of the Senator from Tennessee (Mr. ALEXANDER) was added as a cosponsor of S. 502, a bill to repeal the sunset on the reduction of capital gains rates for individuals and on the taxation of dividends of individuals at capital gains rates.

S. 507

At the request of Mr. CONRAD, the name of the Senator from Iowa (Mr. HARKIN) was added as a cosponsor of S. 507, a bill to amend title XVIII of the Social Security Act to provide for reimbursement of certified midwife services and to provide for more equitable reimbursement rates for certified nurse-midwife services.

S. 597

At the request of Mrs. FEINSTEIN, the name of the Senator from Florida (Mr. NELSON) was added as a cosponsor of S. 597, a bill to extend the special postage stamp for breast cancer research for 2 years.

S. 773

At the request of Mr. WARNER, the name of the Senator from Connecticut (Mr. LIEBERMAN) was added as a cosponsor of S. 773, a bill to amend the

Internal Revenue Code of 1986 to allow Federal civilian and military retirees to pay health insurance premiums on a pretax basis and to allow a deduction for TRICARE supplemental premiums.

S. 881

At the request of Mrs. LINCOLN, the name of the Senator from Tennessee (Mr. ALEXANDER) was added as a cosponsor of S. 881, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 958

At the request of Mrs. MURRAY, the name of the Senator from Rhode Island (Mr. REED) was added as a cosponsor of S. 958, a bill to establish an adolescent literacy program.

S. 961

At the request of Mr. NELSON of Nebraska, the name of the Senator from New Mexico (Mr. DOMENICI) was added as a cosponsor of S. 961, a bill to amend title 46, United States Code, to provide benefits to certain individuals who served in the United States merchant marine (including the Army Transport Service and the Naval Transport Service) during World War II, and for other purposes.

S. 999

At the request of Mr. COCHRAN, the name of the Senator from Kentucky (Mr. BUNNING) was added as a cosponsor of S. 999, a bill to amend the Public Health Service Act to improve stroke prevention, diagnosis, treatment, and rehabilitation.

S. 1015

At the request of Mr. COCHRAN, the name of the Senator from Iowa (Mr. HARKIN) was added as a cosponsor of S. 1015, a bill to reauthorize the National Writing Project.

S. 1465

At the request of Mr. CONRAD, the name of the Senator from Georgia (Mr. ISAKSON) was added as a cosponsor of S. 1465, a bill to amend title XVIII of the Social Security Act to provide for coverage under the Medicare program of certain medical mobility devices approved as class III medical devices.

S. 1627

At the request of Mrs. LINCOLN, the name of the Senator from Florida (Mr. MARTINEZ) was added as a cosponsor of S. 1627, a bill to amend the Internal Revenue Code of 1986 to extend and expand the benefits for businesses operating in empowerment zones, enterprise communities, or renewal communities, and for other purposes.

S. 1638

At the request of Mr. LEAHY, the name of the Senator from Maine (Ms. SNOWE) was added as a cosponsor of S. 1638, a bill to adjust the salaries of Federal justices and judges, and for other purposes.

S. 1675

At the request of Ms. CANTWELL, the name of the Senator from North Dakota (Mr. DORGAN) was added as a cosponsor of S. 1675, a bill to implement

the recommendations of the Federal Communications Commission report to the Congress regarding low-power FM service.

S. 1743

At the request of Mr. HATCH, the names of the Senator from Georgia (Mr. ISAKSON), the Senator from South Dakota (Mr. JOHNSON) and the Senator from Indiana (Mr. BAYH) were added as cosponsors of S. 1743, a bill to amend the Internal Revenue Code of 1986 to repeal the dollar limitation on contributions to funeral trusts.

S. 1944

At the request of Mr. LAUTENBERG, the name of the Senator from Michigan (Mr. LEVIN) was added as a cosponsor of S. 1944, a bill to provide justice for victims of state-sponsored terrorism.

S. 1951

At the request of Mr. BAUCUS, the names of the Senator from North Dakota (Mr. CONRAD), the Senator from Massachusetts (Mr. KERRY), the Senator from Arkansas (Mr. PRYOR), the Senator from Hawaii (Mr. INOUE), the Senator from Washington (Ms. CANTWELL) and the Senator from Louisiana (Ms. LANDRIEU) were added as cosponsors of S. 1951, a bill to amend title XIX of the Social Security Act to ensure that individuals eligible for medical assistance under the Medicaid program continue to have access to prescription drugs, and for other purposes.

S. 1954

At the request of Mr. BAUCUS, the names of the Senator from Arkansas (Mr. PRYOR) and the Senator from Hawaii (Mr. INOUE) were added as cosponsors of S. 1954, a bill to amend title XVIII of the Social Security Act to improve access to pharmacies under part D.

S. 1965

At the request of Mr. STEVENS, the name of the Senator from South Dakota (Mr. THUNE) was added as a cosponsor of S. 1965, a bill to protect children from cybercrimes, including crimes by online predators, to enhance efforts to identify and eliminate child pornography, and to help parents shield their children from material that is inappropriate for minors.

S. 1991

At the request of Mr. BUNNING, the name of the Senator from Maryland (Mr. CARDIN) was added as a cosponsor of S. 1991, a bill to authorize the Secretary of the Interior to conduct a study to determine the suitability and feasibility of extending the Lewis and Clark National Historic Trail to include additional sites associated with the preparation and return phases of the expedition, and for other purposes.

S. 2002

At the request of Mr. HATCH, the name of the Senator from Idaho (Mr. CRAPO) was added as a cosponsor of S. 2002, a bill to amend the Internal Revenue Code of 1986 to simplify certain provisions applicable to real estate investment trusts, and for other purposes.

S. 2004

At the request of Mrs. MURRAY, the name of the Senator from Illinois (Mr. OBAMA) was added as a cosponsor of S. 2004, a bill to amend title 38, United States Code, to establish epilepsy centers of excellence in the Veterans Health Administration of the Department of Veterans Affairs, and for other purposes.

S. 2020

At the request of Mr. LUGAR, the name of the Senator from Hawaii (Mr. INOUE) was added as a cosponsor of S. 2020, a bill to reauthorize the Tropical Forest Conservation Act of 1998 through fiscal year 2010, to rename the Tropical Forest Conservation Act of 1998 as the "Tropical Forest and Coral Conservation Act of 2007", and for other purposes.

S. 2044

At the request of Mr. OBAMA, the names of the Senator from Maryland (Ms. MIKULSKI) and the Senator from New York (Mrs. CLINTON) were added as cosponsors of S. 2044, a bill to provide procedures for the proper classification of employees and independent contractors, and for other purposes.

S. 2060

At the request of Mr. FEINGOLD, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. 2060, a bill to amend the Elementary and Secondary Education Act of 1965 to establish a Volunteer Teacher Advisory Committee.

S. 2071

At the request of Mrs. FEINSTEIN, the names of the Senator from Hawaii (Mr. INOUE) and the Senator from Iowa (Mr. HARKIN) were added as cosponsors of S. 2071, a bill to enhance the ability to combat methamphetamine.

S. 2085

At the request of Mr. BROWN, the names of the Senator from Illinois (Mr. DURBIN) and the Senator from Washington (Mrs. MURRAY) were added as cosponsors of S. 2085, a bill to delay for 6 months the requirement to use tamper-resistant prescription pads under the Medicaid program.

S. RES. 325

At the request of Mr. ISAKSON, the names of the Senator from Georgia (Mr. CHAMBLISS) and the Senator from Texas (Mrs. HUTCHISON) were added as cosponsors of S. Res. 325, a resolution supporting efforts to increase childhood cancer awareness, treatment, and research.

AMENDMENT NO. 2000

At the request of Mr. NELSON of Florida, the name of the Senator from Georgia (Mr. ISAKSON) was added as a cosponsor of amendment No. 2000 intended to be proposed to H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## AMENDMENT NO. 2912

At the request of Mr. LAUTENBERG, the name of the Senator from Ohio (Mr. BROWN) was added as a cosponsor of amendment No. 2912 intended to be proposed to H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## AMENDMENT NO. 2951

At the request of Mrs. DOLE, the names of the Senator from North Carolina (Mr. BURR), the Senator from Massachusetts (Mr. KENNEDY) and the Senator from Massachusetts (Mr. KERRY) were added as cosponsors of amendment No. 2951 intended to be proposed to H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## AMENDMENT NO. 2972

At the request of Mr. MENENDEZ, the name of the Senator from Illinois (Mr. DURBIN) was added as a cosponsor of amendment No. 2972 intended to be proposed to H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## AMENDMENT NO. 2982

At the request of Mr. COLEMAN, the names of the Senator from Missouri (Mr. BOND) and the Senator from Arkansas (Mrs. LINCOLN) were added as cosponsors of amendment No. 2982 intended to be proposed to H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## AMENDMENT NO. 2997

At the request of Mr. REID, his name was added as a cosponsor of amendment No. 2997 proposed to H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## AMENDMENT NO. 3003

At the request of Mrs. MCCASKILL, the names of the Senator from Virginia (Mr. WEBB), the Senator from Washington (Ms. CANTWELL) and the Senator from Nebraska (Mr. HAGEL) were added as cosponsors of amendment No. 3003 intended to be proposed to H. R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the

Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## AMENDMENT NO. 3010

At the request of Mrs. MCCASKILL, the name of the Senator from Delaware (Mr. CARPER) was added as a cosponsor of amendment No. 3010 intended to be proposed to H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## AMENDMENT NO. 3017

At the request of Mr. ALEXANDER, his name was added as a cosponsor of amendment No. 3017 proposed to H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

## SUBMITTED RESOLUTIONS

## SENATE RESOLUTION 326—SUPPORTING THE GOALS AND IDEALS OF A NATIONAL DAY OF REMEMBRANCE FOR MURDER VICTIMS

Mr. CORNYN (for himself, Mrs. FEINSTEIN, and Mr. KYL) submitted the following resolution; which was referred to the Committee on the Judiciary:

## S. RES. 326

Whereas the death of a loved one is a devastating experience, and the murder of a loved one is exceptionally difficult;

Whereas the friends and families of murder victims cope with grief through a variety of support services, including counseling, crisis intervention, professional referrals, and assistance in dealing with the criminal justice system; and

Whereas the designation of a National Day of Remembrance for Murder Victims on September 25 of each year provides an opportunity for the people of the United States to honor the memories of murder victims and to recognize the impact on surviving family members: Now, therefore, be it

*Resolved*, That the Senate—

(1) supports the goals and ideals of a National Day of Remembrance for Murder Victims; and

(2) recognizes the significant benefits offered by the organizations that provide services to the loved ones of murder victims.

## SENATE RESOLUTION 327—RECOGNIZING THE 218TH ANNIVERSARY OF THE UNITED STATES MARSHALS SERVICE

Mrs. DOLE (for herself and Mr. KENNEDY) submitted the following resolution; which was referred to the Committee on the Judiciary:

## S. RES. 327

Whereas the United States Marshals Service was formed as a result of the Judiciary

Act of September 24, 1789, and the first 13 United States Marshals were appointed by President George Washington with their primary mission being to support the Federal courts;

Whereas, in the early years, United States Marshals and Deputy United States Marshals executed warrants, distributed presidential proclamations, protected the president, registered enemy aliens in time of war, pursued counterfeiters, and helped conduct the national census, and later maintained law and order in the "Wild West", helped contain the uprising at Wounded Knee, kept the trains rolling during the Pullman Strike in 1894, and enforced the 18th Amendment during Prohibition;

Whereas, on November 14, 1960, 4 Deputy United States Marshals accompanied 6-year-old Ruby Bridges to her elementary school after a Federal judge ordered the desegregation of the New Orleans public school system, and, in 1962, when James Meredith sought to legally become the first Black person to attend the University of Mississippi, the duty of upholding the Federal law allowing him to do so fell upon the shoulders of 127 Deputy Marshals from all over the country who risked their lives to make his dream a reality;

Whereas Deputy United States Marshals assisted in restoring order after the Los Angeles riots in 1992, provided security to 18 airports in the hours and days following the attacks on September 11, 2001, played an instrumental role in the "DC Sniper" investigation, were deployed to the Gulf Coast after Hurricane Katrina, and provided security for the trials of Oklahoma bombing suspect Timothy McVeigh and Al-Qaeda conspirator Zacarias Moussaoui;

Whereas, in August 2007, Deputy Marshals participated in the manhunt for fugitive Paul Devoe who was wanted for 5 murders in Texas and another in Pennsylvania, and who was apprehended in Shirley, New York, by the United States Marshals Service's New York/New Jersey Regional Fugitive Task Force;

Whereas, over the past 218 years, the Marshals Service has grown and evolved into a modern law enforcement agency, still charged with protecting the Federal judiciary, but also with apprehending dangerous fugitives, conducting protective operations, ensuring the security of witnesses and their families, providing for the custody and transportation of Federal prisoners, managing the Federal Government's seized asset program, and conducting special operations as required by the Attorney General, and no other law enforcement agency has as many diverse missions and is as versatile;

Whereas over 200 United States Marshals, Deputy Marshals, and Special Deputy Marshals have given their lives in service to their Nation; and

Whereas, as the times have changed, the missions of the United States Marshals have changed, but the Marshals Service has answered the call to duty without exception: Now, therefore, be it

*Resolved*, That the Senate—

(1) honors the 5,000 members of the United States Marshals Service who every day carry out complex and life-threatening missions with integrity, skill, and valor on behalf of their Nation;

(2) commends United States Marshals Service Director John Clark for his service and leadership; and

(3) thanks the United States Marshals Service for its contributions as the agency celebrates its 218th anniversary.