

carry out its mission." This isn't the first Democrat to raise questions about the effectiveness of the FDA. Thus, it is highly hypocritical of them to extend the agency's regulatory authority to a multi-billion dollar industry of which the FDA has no expertise.

Furthermore, as FDA Commissioner Andrew von Eschenbach testified before the House Energy and Commerce Committee in October 2007, the FDA is an agency intended to promote and protect the public health. In the Commissioner's opinion, requiring the FDA to "approve" tobacco products as a result of this bill would dramatically change the agency's focus. Mr. von Eschenbach stated, "Associating any agency whose mission is to promote public health with the approval of inherently dangerous products would undermine its mission and likely have perverse incentive effects."

While establishing FDA authority to regulate tobacco products, this bill would also retain the FTC's Federal authority to regulate tobacco advertising and circulation. It would provide only limited pre-emption of State laws, allowing more rigid State restrictions on tobacco advertising. These multiple layers of regulation will impose undue bureaucratic and logistical hardships on tobacco manufacturers. It is important to remember that the sale of tobacco, according to current law and expressly reinforced in this bill, is legal in the United States and can be credited with hundreds of thousands of jobs across the country.

As Department of Health and Human Services Secretary Leavitt noted, this legislation could also be viewed by foreign governments as a hostile trade action. Many of the clove and other flavored cigarettes that are banned under this bill are manufactured in foreign countries. However, this bill expressly permits production of menthol cigarettes. This could lead Indonesia or other foreign governments to file complaints at the World Trade Organization claiming discrimination against their products. Ultimately, retaliatory measures could be taken against American-made products, which could lead to unnecessary trade disputes with a negative effect on economic growth.

Finally, this legislation would have little impact on overall tobacco use. If this bill is enacted, the Congressional Budget Office has estimated that smoking by adults would decline only by 2 percent after 10 years. This marginal reduction does not warrant this legislation's significant intrusion on free speech rights and expansion of government-run regulatory bureaucracy. Therefore, I strongly oppose this bill and urge my colleagues to vote against it.

THE DELAWARE TRIBE OF INDIANS JUDGMENT FUNDS DISTRIBUTION SETTLEMENT ACT

HON. JOHN SULLIVAN

OF OKLAHOMA

IN THE HOUSE OF REPRESENTATIVES

Friday, August 1, 2008

Mr. SULLIVAN. Madam Speaker, I rise today to introduce H.R. 6786, the Delaware Tribe of Indians Judgment Funds Distribution Settlement Act.

The Delaware Tribe was the first tribe to sign a treaty with the fledgling United States in

1778, playing an important role in winning the Revolutionary War, and was called the "Grandfather Tribe" by other tribes in and around the Delaware River valley. The Tribe was forced inexorably westward by the Colonies and then the United States from its aboriginal area further west and eventually into Cherokee territory in Oklahoma.

The Tribe was recognized by the United States throughout the 20th century until it was terminated by the Department of the Interior in 1979. The Department rescinded that decision in 1996, and the Tribe was recognized from 1996 until 2004 when a Tenth Circuit Court decision ended the Tribe's Federal recognition. The United States Solicitor General stated to the United States Supreme Court that the Tenth Circuit decision to end status of the tribe resulted in the need for Congress to address this issue.

This legislation restores the rightful Federal recognition of the Delaware Tribe of Indians but also incorporates mechanisms for the Delaware Tribe of Indians and the Cherokee Nation to resolve issues between them in Eastern Oklahoma amicably. I am pleased to see not only Delaware restoration but also accord and cooperation between the two tribes.

HONORING BORDENTOWN LITTLE LEAGUE

HON. CHRISTOPHER H. SMITH

OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES

Friday, August 1, 2008

Mr. SMITH of New Jersey. Madam Speaker, I rise to offer my heartfelt support and congratulations to the Bordentown Little League All-Stars who on Wednesday, won the New Jersey State Championship tournament and the right to now advance to the regional championship. Powered by some big bats—that turned in 17 hits and 4 home runs—the Bordentown Little League's 11/12 year old team easily defeated Pequannock 14 to 3 to win the State Championship. By winning the New Jersey title, the team now moves onto Bristol, Connecticut, to participate in the Mid-Atlantic Regional Tournament where they will take on Haverstraw, the New York State Champions. The A. Bartlett Giamatti Little League Leadership Training Center in Bristol, Connecticut, is hosting the Mid-Atlantic and New England tournaments.

I especially want to recognize Manager Pat Welsh and Coach Dave Revay for their outstanding efforts developing this championship team. And of course, congratulations go out to the guys on the field who hustled throughout the season to win the New Jersey State Championship—Tommy "T-Walt" Walters, Zachary "Zack" Gakeler, Ryan "Shinny" Shinn, Patrick "Otrick" Welsh, Cole "ColeTrain" Clauser, Tyler "Ty" Revay, Clarke "Clarkey" Laba, Nick "Hammer" Callahan, Edward "Eddie" Holmes, and the teams three Austin's—Austin "Goke" Goeke, Austin "Charzar" Chaszar, and Austin "Big Pappi" Papp.

Gratitude also has to be given to the Bordentown community for their spirit and the continuing support they offered which helped make fielding this outstanding team possible. Community leaders—Mayor George A. Chidley, Deputy Mayor Bruce Hill, Committeeman William J. Morelli, Committeeman Robert

Delaney, and Committeeman Mark Roselli from Bordentown Township; and Mayor John William Collom III, Deputy Mayor James Lynch, and Commissioner John Wehrman from the city of Bordentown have to be recognized and thanked for making this State Championship possible.

As the Bordentown Little League All-Stars now move onto the Regional Championship, we join with family and friends in the entire Bordentown and Burlington County communities to wish them good luck.

TRIBUTE TO STAN SMOYER

HON. RUSH D. HOLT

OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES

Friday, August 1, 2008

Mr. HOLT. Madam Speaker, I rise today to recognize Stanley C. Smoyer for his years of extraordinary leadership in the family planning movement in the United States, his devoted service to Planned Parenthood Association of the Mercer Area in New Jersey, and for his extraordinary generosity to his community.

For over 50 years, Stan Smoyer has been a champion of women's reproductive rights. As former assistant general counsel for Johnson & Johnson, he was involved in reproductive rights litigation in the 1960s. Of particular note was his involvement in *Griswold v Connecticut*, the 1965 landmark case in which the Supreme Court of the United States ruled that the Constitution protected a right to privacy and that access to contraception could not be prohibited. In 1995, he and his late wife, Barbara, were awarded Planned Parenthood's highest honor, the Sanger Circle Award, in recognition of their outstanding service and loyalty to Planned Parenthood and to the cause of reproductive rights.

As a board member of Planned Parenthood I am particularly grateful to him for his years of participation. As Vice Chairman for Principal Gifts of Planned Parenthood's 1991 capital campaign, Stan Smoyer demonstrated his commitment to the issues by helping the agency raise millions of dollars. In 2006, Stan Smoyer was recruited once again to help Planned Parenthood, this time as Honorary Co-Chair of Stand with Us: The Campaign for Responsible Choices. Thanks to his generosity, the capital campaign is well on its way to reaching its goal.

Stan Smoyer has also been a benefactor of both Phillips Academy in Andover, Massachusetts and Dartmouth University in New Hampshire. His most recent gift to Phillips Academy renovated and improved the soccer field, where his sons used to play. The field, now known as Smoyer Family Field, is named in honor of Mr. Smoyer's sons, David, class of '59 and William, class of '63, who was killed in Vietnam in 1968.

A 1934 graduate of Dartmouth, Stan Smoyer has made a commitment to his alma mater for a new intercollegiate soccer facility. He has also been a donor to the school's History Department programs and to other scholarship and athletic endeavors.

Stanley C. Smoyer's devotion to the causes and initiatives that he believes in makes him an outstanding friend, neighbor and community benefactor. He is worthy of our admiration and gratitude and continues to serve as a

model for other philanthropists and volunteers who think of others and care about where our society is headed.

It is with pride and pleasure I recognize Stanley C. Smoyer here today and ask my colleagues to join me in thanking him for his dedicated and generous service to Planned Parenthood, his community of Princeton, the schools he has chosen to support, and for teaching us all the lesson of giving and caring.

H. RES. 1355, SUPPORT DISABILITY PRIDE DAY

HON. BETTY McCOLLUM

OF MINNESOTA

IN THE HOUSE OF REPRESENTATIVES

Friday, August 1, 2008

Ms. McCOLLUM of Minnesota. Madam Speaker, I rise today in strong support of H. Res. 1355, a resolution to support the goals and ideals of Disability Pride Day.

Over 18 years ago Congress passed the Americans with Disabilities Act into law to end discrimination against and provide equal opportunities for people living with disabilities. It was a historic and proud day for the United States. The significant contributions to American life, our economy and every aspect of our society by people with disabilities deserve to be recognized and honored. While great strides have been made to ensure all rights for people living with disabilities are respected, we must always celebrate the victories and act with vigilance and determination to protect, defend and advance those rights.

This resolution expresses support for Disability Pride Day, and acknowledges the efforts of Chicago's 5th Annual Disability Pride Parade organizers for raising awareness for the needs of those with disabilities. It also urges public officials and the general public to support and encourage understanding of persons with disabilities.

We need to help support and encourage understanding of persons with disabilities in schools, the workforce, and in our communities. It is unacceptable that only one-third of Americans with disabilities are employed and people with disabilities are three times more likely to live in poverty. I believe all Americans should have the opportunity to achieve economic independence, which is why I support efforts to improve employment programs for individuals with disabilities. I also believe every child deserves a quality and affordable education, and we must ensure that our schools are adequately funded to promise a fair education for all children with disabilities. I support full funding the Individuals with Disabilities Education Act, IDEA, which is why I introduced the Achieving Our IDEA Act, H.R. 1896. This bill will help ensure that the Federal Government contributes 40 percent to the cost of educating children with special needs.

This year Congress also took action to ensure the rights of those with disabilities. The ADA Amendments Act, of which I was a co-sponsor, passed the House with overwhelming support on June 25, 2008. This bill protects individuals from employment discrimination in the workplace for those who can and want to work, and restores the original intent of Congress. All Americans should be able to live and work in their communities without fear of being discriminated against.

All people have the right to be active, contributing members of our society and fully engaged citizens. I will continue to support efforts to improve the quality of life for individuals with disabilities.

I urge my colleagues to support this resolution and celebrate Disability Pride Day.

SUPPORTING NATIONAL NIGHT OUT

SPEECH OF

HON. BOBBY L. RUSH

OF ILLINOIS

IN THE HOUSE OF REPRESENTATIVES

Tuesday, July 29, 2008

Mr. RUSH. Mr. Speaker, I would like to voice my full and enthusiastic support for H. Res. 1324. With violence on the rise in many communities, including my home district of Chicago, I have committed myself to raising the issue of gun violence within the U.S. Congress. We must effectively address this issue and begin to repair the devastation that it has caused for countless families, communities, and neighborhoods.

Since February, I have been speaking of the "Daily 45s", the number of casualties the Department of Justice reports that our Nation suffers every day due to gun violence. Though the number of gun shot fatalities that Americans endure here in our own communities dwarfs the number of daily casualties our troops suffer in two war zones combined, in Iraq and Afghanistan, it saddens and frustrates me that this issue is not being discussed more here in Congress.

As a country, we are not doing enough to address this deadly issue. That is why I proudly support H. Res. 1324, which asks the President to focus appropriate attention on neighborhood crime prevention and community policing, and to coordinate Federal efforts to participate in National Night Out on the first Tuesday in August.

Additionally, like my Communities in Action Neighborhood Defense and Opportunity (CAN DO) bill, which I will soon be introducing, H. Res. 1324 provides Federal support to assist local efforts in addressing the issue of violence. This bill assists community watch groups by supporting local officials in an effort to promote community safety and help secure our homeland.

It is past time for Americans of all races, classes, and geographic locations to come together and put an end to the senseless violence that is gripping our Nation. H. Res. 1324 goes a long way in bringing this deadly subject into the light and forcing all of us to deal with this devastating problem. I urge all of my colleagues to support this measure as well.

SUNSET MEMORIAL

HON. TRENT FRANKS

OF ARIZONA

IN THE HOUSE OF REPRESENTATIVES

Friday, August 1, 2008

Mr. FRANKS of Arizona. Madam Speaker, I stand once again before this House with yet another Sunset Memorial.

It is August 1, 2008 in the land of the free and the home of the brave, and before the

sun set today in America, almost 4,000 more defenseless unborn children were killed by abortion on demand. That's just today, Mr. Speaker. That's more than the number of innocent lives lost on September 11 in this country, only it happens every day.

It has now been exactly 12,975 days since the tragedy called Roe v. Wade was first handed down. Since then, the very foundation of this Nation has been stained by the blood of almost 50 million of its own children. Some of them, Mr. Speaker, cried and screamed as they died, but because it was amniotic fluid passing over the vocal cords instead of air, we couldn't hear them.

All of them had at least four things in common. First, they were each just little babies who had done nothing wrong to anyone, and each one of them died a nameless and lonely death. And each one of their mothers, whether she realizes it or not, will never be quite the same. And all the gifts that these children might have brought to humanity are now lost forever. Yet even in the glare of such tragedy, this generation still clings to a blind, invincible ignorance while history repeats itself and our own silent genocide mercilessly annihilates the most helpless of all victims, those yet unborn.

Madam Speaker, perhaps it's time for those of us in this Chamber to remind ourselves of why we are really all here. Thomas Jefferson said, "The care of human life and its happiness and not its destruction is the chief and only object of good government." The phrase in the 14th Amendment capsulizes our entire Constitution. It says, "No State shall deprive any person of life, liberty or property without due process of law." Mr. Speaker, protecting the lives of our innocent citizens and their constitutional rights is why we are all here.

The bedrock foundation of this Republic is the clarion declaration of the self-evident truth that all human beings are created equal and endowed by their Creator with the unalienable rights of life, liberty and the pursuit of happiness. Every conflict and battle our Nation has ever faced can be traced to our commitment to this core, self-evident truth.

It has made us the beacon of hope for the entire world. Madam Speaker, it is who we are.

And yet today another day has passed, and we in this body have failed again to honor that foundational commitment. We have failed our sworn oath and our God-given responsibility as we broke faith with nearly 4,000 more innocent American babies who died today without the protection we should have given them.

So, Madam Speaker, let me conclude this Sunset Memorial in the hope that perhaps someone new who heard it tonight will finally embrace the truth that abortion really does kill little babies; that it hurts mothers in ways that we can never express; and that 12,975 days spent killing nearly 50 million unborn children in America is enough; and that it is time that we stood up together again, and remembered that we are the same America that rejected human slavery and marched into Europe to arrest the Nazi Holocaust; and we are still courageous and compassionate enough to find a better way for mothers and their unborn babies than abortion on demand.

Madam Speaker, as we consider the plight of unborn America tonight, may we each remind ourselves that our own days in this sunshine of life are also numbered and that all too soon each one of us will walk from these Chambers for the very last time.