

DANIEL INOUYE was a member of the famed 442nd Infantry Regimental Combat Team of World War II, the most decorated Army unit in U.S. history. During one bloody battle, Platoon Leader INOUYE led an assault on a heavily defended Nazi position. Although gravely wounded, he still managed to destroy three Nazi machine gun nests. Anyone who is not familiar with the details of this amazing display of heroism should make it a point to become so.

For his incredible heroism, DAN INOUYE was awarded the Distinguished Service Cross, the Bronze Star, the Purple Heart, and the Congressional Medal of Honor, making him one of only seven Senators to have achieved our Nation's highest military honor. Senator INOUYE is the Senate's only Congressional Medal of Honor recipient from World War II.

In 1963, he became the first Japanese American to serve in the U.S. Senate, where he continues to represent his State and our country with great distinction and dedication. This man of incredible integrity has worked tirelessly in the Senate on behalf of his constituents and our country. Senator INOUYE served on the Select Committee on Presidential Campaign Activities—Watergate Committee—the Select Committee on Secret Military Assistance to Iran, and the Nicaraguan Opposition, Iran-Contra. He is the next in line on the Democratic side to chair the Senate Appropriations Committee and is currently the chairman of the Appropriations Subcommittee on Defense. He also served as Secretary of the Democratic Conference from 1977 to 1989. I have always respected DANNY's deep loyalty to the Senate. I will always appreciate his loyalty to me when I was the Senate Democratic leader and I relied on his sage advice.

Senator INOUYE is now the fourth longest serving U.S. Senator in history.

With today's vote, he is now the fourth U.S. Senator in history to have cast 15,000 votes.

Mr. President, I again congratulate my good friend, my outstanding colleague, and my "No. 1 hero" for another important milestone in his outstanding life:

God, give us men!

A time like this demands strong minds, Great hearts, true faith, and ready hands. Men whom the lust of office does not kill; Men whom the spoils of office cannot buy; Men who possess opinions and a will; Men who have honor; men who will not lie. Men who can stand before the demagogue And brave his treacherous flatteries without winking.

Tall men, sun-crowned; Who live above the fog, In public duty and in private thinking. For while the rabble with its thumbworn creeds, Its large professions and its little deeds, Mingles in selfish strife, Lo! Freedom weeps! Wrong rules the land and waiting justice sleeps. God give us men!

Men who serve not for selfish booty; But real men, courageous, who flinch not at duty. Men of dependable character; Men of sterling worth; Then wrongs will be redressed, and right will rule the earth. God Give us Men!

REMEMBERING RICHARD DARMAN

Mr. BYRD. Mr. President, I was sad to learn that Richard Darman passed away last week. Mr. Darman was a good man, an outstanding public servant, and a great American. I liked him very much. Dick Darman was a graduate of Harvard and Harvard Business School whose career in Washington spanned two and a half decades. He served in five Presidential administrations and worked in six Cabinet departments and the White House.

Mr. Darman was a player in many of the important events of the last quarter of the 20th Century. While serving in the Justice Department, he helped arrange the plea bargain that eased Vice President Spiro T. Agnew out of office. Along with his boss, Attorney General Elliot Richardson, he was a victim of the infamous Saturday Night Massacre of the Watergate era. He served in the Reagan administration, eventually rising to the position of Assistant Secretary of the Treasury, where he helped formulate the economic policies of the Reagan revolution and helped negotiate the 1986 Tax Reform Act. And he served as Director of the Office of Management and Budget in the administration of the first President Bush.

It was during the 1990 budget summit that I really came to know and respect Mr. Darman. I quickly learned that Budget Director Darman was a pragmatist and a realist, who was opposed to budget gimmicks and simple and easy solutions to our Nation's fiscal woes. Concerned about a decade of devastating budget deficits he called for serious, realistic steps to get our Nation's budget under control. And he was not opposed to working with Democrats in seeking those solutions.

As a result, we were able to craft the landmark 1990 deficit-reduction plan—a deal between a Republican-controlled White House and a Democratic Congress that marked a high point of bipartisan cooperation. This budget agreement helped reverse a decade of budget deficits and gave the economy a boost that lasted for more than a decade. Along with President Clinton's 1993 budget agreement, it helped lay the groundwork for the fiscal balance and economic growth of the 1990s.

This incredibly successful budget agreement, unfortunately, destroyed Mr. Darman's career in government. This man of deep integrity and incredible intelligence was eventually forced out of Government because too many people in his own political party had ideological differences with the contents of the 1990 budget agreement.

Mr. President, I extend my most heartfelt condolences to his wife Kath-

leen and his three sons and all of his family and friends. I am so pleased and proud to consider myself as one of the latter.

OFFICE OF GOVERNMENT INFORMATION SERVICES

Mr. LEAHY. Mr. President, with the enactment of bipartisan Freedom of Information Act, FOIA, reform legislation late last year, Congress demanded and won more openness and accountability in monitoring the activities of our Government. But, regrettably, just weeks after this historic open government legislation was signed into law, there are troubling signs from the Bush administration regarding how this law will be enforced.

Last week, the President buried a provision in the administration's fiscal year 2009 budget proposal that would move the functions of the new Office of Government Information Services, OGIS, which was created under the OPEN Government Act, from the independent National Archives and Records Administration to the Department of Justice. The President's proposal is not only contrary to the express intent of the Congress, but contrary to the very purpose of this legislation—to ensure the timely and fair resolution of American's FOIA requests.

The Office of Government Information Services was established to, among other things, mediate FOIA disputes between Federal agencies and FOIA requestors, review and evaluate agency FOIA compliance and house the newly established FOIA ombudsman. When Senator CORNYN and I drafted the OPEN Government Act, we intentionally placed this critical office in the National Archives, so that OGIS would be free from the influence of the Federal agency that litigates FOIA disputes—the Department of Justice. We also placed OGIS in the apolitical National Archives to enhance this office's independence, so that all Americans can be confident that their FOIA requests would be addressed openly and fairly.

Given the clear intent of Congress to establish OGIS as an independent office in the National Archives, the President's budget proposal should not—and cannot—go unchallenged. What's more, given the Justice Department's own abysmal record on FOIA compliance—a recent Bureau of National Affairs Daily Report for Executives article found that the Justice Department's Office of Information Policy is burdened by increasing FOIA backlogs—it is simply unfathomable that this agency would be entrusted with overseeing the processing of American's FOIA requests.

When the Congress unanimously passed the OPEN Government Act just a couple months ago, Democrats and Republicans alike joined together in promising the American people a more open and transparent government. I intend to work to ensure that that this was not an empty promise, but one that will be honored and fulfilled.

I call on all Members of Congress, on both sides of the aisle and in both Chambers, to join with me to ensure that the Office of Government Information Services is promptly established and fully funded within the National Archives. The American people have waited for more than a decade for this office and for the other historic FOIA reforms contained in the OPEN Government Act. They should not be forced to wait any longer.

Mr. President, I ask unanimous consent that a copy of a letter from a coalition of more than 40 different open government organizations that strongly oppose moving the Office of Government Information Services to the Department of Justice be printed in the RECORD.

Congress must work to beat back the administration's ill-advised attempts to undermine the intent of Congress in a bill that this President signed into law. In the coming weeks and months, I will be working with other advocates of FOIA in the Senate to do just that.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

FEBRUARY 6, 2008.

Hon. ROBERT C. BYRD, Chairman
Hon. THAD COCHRAN, Ranking Member,
Committee on Appropriations, U.S. Senate,
Washington, DC.

DEAR CHAIRMAN BYRD AND RANKING MEMBER COCHRAN: We are writing to express our concern that the Bush Administration's proposed FY 2009 budget attempts to repeal a section of law and shift funding for a new Office of Government Information Services (OGIS) at the National Archives and Records Administration (NARA) to the Department of Justice (DOJ). President Bush signed the Openness Promotes Effectiveness in our National Government Act (OPEN Government Act), which creates OGIS at NARA, a mere five weeks ago. We urge you to ensure the President's budget reflects congressional intent and the explicit mandate of the statute as the budgetary process unfolds.

Currently, the president's budget proposes: "The Department of Justice shall carry out the responsibilities of the office established in 5 U.S.C. 552(h), from amounts made available in the Department of Justice appropriation for General Administration Salaries and Expenses. In addition, subsection (h) of section 552 of title 5, United States Code, is hereby repealed, and subsections (i) through (I) are redesignated (h) through (k). (Commerce, Justice, and Related Agencies Appropriations Act, 2008.)" (Section 519 of Title V of the Department of Commerce; p. 239 of the Appendix)

The OPEN Government Act (P.L. 110-175) established OGIS specifically at NARA. It did so as a result of congressional findings that interests promoted by the Freedom of Information Act (FOIA), as well as American traditions and ideals regarding the value of an informed citizenry and the legitimacy of representative government, were being insufficiently served by the existing system of agency practices and implementation, in which DOJ has been the lead agency for 30 years. Additionally, since it is the responsibility of the Department to defend its government-agency clients in litigation brought by requestors, there is a built-in conflict of interest in vesting DOJ with responsibilities to resolve FOIA disputes informally and to hold agencies accountable for FOIA implementation. Congress specifically directed the

creation of an ombudsman office apart from the Department of Justice for mediation of contested requests, thus reducing the amount, and concomitant costs, of litigation—burdens whose reduction would be beneficial to all. The new office, established with strong bipartisan support in both Houses of Congress, also has the critical mandate to evaluate agency implementation of FOIA with a disinterested eye.

We strongly oppose this effort to use the budget process to rewrite the law, undermining congressional intent and flouting a specific statutory mandate. We urge you to appropriate necessary funds to establish the Office of Government Information Services in the National Archives and Records Administration, as your legislation wisely requires, and, to reinforce the intent of the OPEN Government Act, reject Section 519 of the proposed budget.

Sincerely,

Access Reports, Inc.; American Association of Law Libraries; American Association of Publishers; American Civil Liberties Union; American Library Association; American Booksellers Foundation for Free Expression; Association of Research Libraries; Bill of Rights Defense Committee; Californians Aware; Citizens for Responsibility and Ethics in Washington; Citizens for Sunshine; Coalition on Political Assassinations; DownsizeDC.org, Inc.; Electronic Frontier Foundation; Essential Information; Feminists for Free Expression; Government Accountability Project; Indiana Coalition for Open Government; The James Madison Project; Justice Through Music; League of Women Voters of the U.S.;

Liberty Coalition; Maine Association of Broadcasters; Minnesota Coalition on Government Information; National Coalition Against Censorship; National Freedom of Information Coalition; The National Security Archives; 9/11 Research Group; OMB Watch; Open Society Policy Center; OpenTheGovernment.org; PEN American Center; Project On Government Oversight; Public Citizen; Readthebill.org Foundation; The Rutherford Institute; Society of Professional Journalists; Society of Professional Journalists Montana Professional Chapter; Special Libraries Association; Sunlight Foundation; United States Bill of Rights Foundation; Velvet Revolution; Washington Coalition for Open Government.

AMERICAN SOCIETY OF HEMATOLOGY

Mr. SPECTER. Mr. President, I congratulate the American Society of Hematology—ASH—on its 50th anniversary and to pay tribute to the contributions they have made in preventing and eliminating blood related diseases.

The society has grown substantially from its 200 members at its inception in 1958, to over 15,000 members presently, and is recognized as the world's premier organization in research promotion, clinical care, education, training, and advocacy in the field of hematology.

Society members consist of practitioners and researchers who have been able to translate Federal research dollars into effective treatments for millions of people afflicted with diseases that were at one time untreatable and

fatal. The blood and blood-related diseases studied and treated by hematologists include disorders such as leukemia and lymphoma, thrombosis, anemia and bleeding, and congenital disorders such as sickle cell anemia, hemophilia, and thalassemia. The advancements in remedies of these disorders are a direct result of the continuing efforts made by the AHS.

I sustained an episode with Hodgkin's lymphoma cancer 2 years ago. That trauma, that illness, I think, could have been prevented had that war on cancer declared by the President Nixon in 1970 been prosecuted with sufficient intensity. All of us know people who have been stricken by fatal diseases and many other maladies. It is my hope that other organizations will use the success of the AHS as an example in contributing to this Nation's desire for finding cures for the most fatal diseases.

As chairman, and now ranking member of the appropriations Subcommittee on Labor, Health and Human Services, I have been an ardent supporter of securing Federal funds for the National Institutes of Health the crown jewel of the Federal Government, maybe the only jewel of the Federal Government. Health is the country's No. 1 capital asset, and the American Society of Hematology has contributed to its success.

Hematologists have been instrumental in pioneering the use of hydroxyurea in the treatment of sickle cell disease and have developed the first successful cure of childhood leukemia. Moreover, hematologists were responsible for the research that led to, Gleevac, the first anticancer drug developed to target a molecular problem that causes chronic myelogenous leukemia.

The American Society of Hematology has played an important role in the unprecedented growth and advancement of hematology research. With so many great successes over the past 50 years, I am confident the next 50 years will bring ASH and its over 15,000 members even more accomplishments in treating and eliminating blood diseases.

ADDITIONAL STATEMENTS

COMMENDING ESTHER G. KEE

• Mr. AKAKA. Mr. President, it is a privilege for me to honor Mrs. Esther G. Kee who is retiring as president of the United States-Asia Institute which she cofounded with the late Joji Konoshima in 1979, with the encouragement and support of then-President Jimmy Carter.

The objectives of the United States-Asia Institute are to promote better understanding between the United States and Asia, to conduct work and educational visits to Asia for Members of Congress and their staff, to maintain close ties with Asian diplomatic missions, to organize international and