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## Senate

The Senate met at 9:25 a.m. and was called to order by the President pro tempore [Mr. BYRD].

The PRESIDENT pro tempore. Today's prayer will be offered by the guest Chaplain, the Reverend Cecil T. Washington, Jr., of the New Beginning Baptist Church in Topeka, KS.

The Reverend Mr. Washington, please.

### PRAYER

The guest Chaplain offered the following prayer:

Heavenly Father, You said in Proverbs 14:34 that righteousness of character exalts a Nation and that lack of it brings disgrace.

Deliver this Nation from the poverty of a declining integrity, from the breaking down of ethics and morality. Infuse the economy of this Nation's soul with the blessed capital of richness in character.

As a master engraver imprints a character into metal, would You imprint into the spiritual mettle of these Senators the wisdom and goodness necessary to guide this country. Give them the grace to overcome any approaching disgrace.

As we look back at the Fathers of this Nation who were guided by Your sacred word, we can say, "Well done."

As our descendants look back over the work being done here, let them be able to say, "Well done," that we were guided by Your word.

Bless our President and the men and women of this Senate with the wisdom, courage, and boldness to shun ridicule and take a stand for righteousness. And when all political and personal correctness is finally judged, let us hear You say "Well done"—(Matt 25:21).

In the Name of Jesus, the Christ, thanks for hearing this prayer. Amen.

### PLEDGE OF ALLEGIANCE

The Honorable ROBERT C. BYRD led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication to the Senate from the President pro tempore (Mr. BYRD).

The legislative clerk read the following letter:

U.S. SENATE,  
PRESIDENT PRO TEMPORE,  
Washington, DC, September 24, 2002.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable DEBBIE STABENOW, a Senator from the State of Michigan, to perform the duties of the Chair.

ROBERT C. BYRD,  
President pro tempore.

Ms. STABENOW assumed the Chair as Acting President pro tempore.

The ACTING PRESIDENT pro tempore. The Senator from Nevada.

### ORDER OF PROCEDURE

Mr. REID. Madam President, I ask unanimous consent that prior to the Chair announcing the business for the day, the Senator from Kansas, Mr. BROWNBACK, be recognized for up to 4 minutes. Following his statement, I ask unanimous consent that as soon as the Chair announces the legislation of today the time begin running.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

The ACTING PRESIDENT pro tempore. The Senator from Kansas.

Mr. BROWNBACK. Thank you very much, Madam President. Good morning. And I thank the Senator from Nevada for his recognition, and the Senator from West Virginia for allowing me to speak briefly.

### WELCOMING GUEST CHAPLAIN REVEREND CECIL WASHINGTON

Mr. BROWNBACK. Madam President, I want to take a moment to recognize the guest Chaplain, Cecil Washington, from Topeka, KS. He has traveled here with his wife Audrey to be the guest Chaplain today. She is in the gallery.

I have had the pleasure of knowing Reverend Washington for many years. He has a distinguished record as not only a dedicated and caring minister but as a fellow traveler, helping those in need along the way in many places, as I have seen him do in Kansas and across the country.

Reverend Washington is deeply rooted in the Topeka community. He is committed to nurturing and guiding individuals in taking command and control of their lives.

In fact, Reverend Washington founded and is director of the Prayers Answered, Lives Saved Recovery Group, or PALS. This organization provides Bible-based, Christ-centered addiction support for all substance abuse users.

His organization has helped countless individuals redefine their lives and begin to make positive life choices for themselves and their loved ones.

Reverend Washington also knows the importance of self-sufficiency. He is the past president of Jobs Partnership of Topeka. He has worked tirelessly to help see that the individuals with whom he works develop the skills necessary to become self-sufficient and sustain their independence.

In addition, Reverend Washington has served in many capacities in the State of Kansas. He is the past Chaplain of both the State house of representatives and the State senate of Kansas. He has also served on a number of advisory committees and boards.

Currently, Reverend Washington is the pastor and founder of the New Beginning Missionary Baptist Church in Topeka, KS. He founded this church in March of 1998, which has a very expansive and growing congregation.

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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Finally, Reverend Washington is a sought-after minister, lecturer, and is the author of the book "The Triple Solution For Our Double A Problem," published in 2001. It is probably a good book for everybody to read to get a triple solution to double problems.

I am proud to have him here today. As I mentioned, he is joined by his wife.

I encourage Members of the Senate, as they come to the Chamber, if they get a chance, to meet Reverend Washington. I think they will be blessed. He has shared quite a testimony.

Some of you may recognize that he used to sing with Marvin Gaye, the Four Tops, and the Supremes. He has a voice, as you heard, and gave that for the ministry that the Lord might use it in another way. He is quite an individual and has been a good friend. I am glad to have him here as the guest Chaplain.

I have a statement I ask unanimous consent be printed in the RECORD from Congressman JIM RYUN of the second district in Kansas, which serves the Topeka area.

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

STATEMENT OF REPRESENTATIVE JIM RYUN OF KANSAS

I am pleased that Pastor Cecil Washington is with us today and am grateful for his willingness to open the Senate Chamber in prayer.

Pastor Washington is an exemplary citizen and a strong role model. His contributions to the State of Kansas are commendable and I applaud him for his service.

Pastor Washington currently is the pastor of the New Beginning Baptist Church in Topeka, KS, and previously served as the Chaplain of the Kansas House of Representatives. Pastor Washington, thank you for being here.

Mr. BROWNBACK. I yield the floor.

RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

HOMELAND SECURITY ACT OF 2002

The ACTING PRESIDENT pro tempore. Under the previous order, the Senate will now resume consideration of H.R. 5005, which the clerk will report.

The legislative clerk read as follows:

A bill (H.R. 5005) to establish the Department of Homeland Security, and for other purposes.

Pending:

Lieberman amendment No. 4471, in the nature of a substitute.

Byrd amendment No. 4644 (to amendment No. 4471), to provide for the establishment of the Department of Homeland Security, and an orderly transfer of functions to the Directorates of the Department.

Lieberman/McCain amendment No. 4694 (to amendment No. 4471), to establish the National Commission on Terrorist Attacks Upon the United States.

AMENDMENT NO. 4644

The ACTING PRESIDENT pro tempore. The Senator from West Virginia.

Mr. BYRD. There are several speakers who will support my amendment, and each speaker has been allotted 5 minutes.

Will the Chair kindly remind each speaker when 4 minutes of the 5 have elapsed?

The ACTING PRESIDENT pro tempore. The Chair will do so.

Under the previous order, the Senator from North Dakota is recognized for up to 5 minutes.

Mr. DORGAN. Madam President, thank you very much.

I am pleased to be here to support the amendment offered by my colleague, the Senator from West Virginia, Mr. BYRD. This is a very important subject, the subject of homeland security. In some areas, if we make a mistake in the United States Congress, we waste money or some other inconvenience occurs or something important happens. But this is a case where if we make a mistake, the safety of the American people is at stake. So homeland security is critically important.

I have watched with great interest Senator BYRD's presentation of his amendment. Let me say this about my colleague from West Virginia. Much has been said about him. Let me say today that I think he is old-fashioned. That is right, I think he is old-fashioned. I think he brings to the floor, with this amendment, the values and virtues of being old-fashioned, saying: Yes, let's do it, but let's do it right.

I know that is old fashioned to some. We live in kind of a turbo-charged world. We want what we want, and we want it right now. We are a world of fast food, Jiffy Lube, 1-hour cleaning, and Minute Rice. We want it this instant.

Senator BYRD brings to us a version of legislative home cooking, saying: Let's put all this together the right way. Let's make sure it is seasoned the right way because the safety and security of this country depends on it.

Senator BYRD's amendment does not change the deadlines by which we will provide homeland security, but he sets up weigh points by which we can work with the executive branch to create this new Department of Homeland Security. After all, we are talking about putting 170,000 people in a single agency—one single agency.

Some would say: Well, that is pretty easy to do. It is not easy to do at all. The development of a bureaucracy is always at odds and always creates tension with efficiency and effectiveness. Take a look at what has happened in recent days, the stories about the CIA and the FBI and the kind of work that was done, or not done, with respect to what they knew and did not know leading up to September 11.

It is very important we have agencies put together and locked together in a way that protects this country's interests, and especially that we have accountability. And that is where the Byrd amendment is so important.

The Byrd amendment will guarantee the accountability of all of the Depart-

ment's activities because it will be assigned to one person. One person will be accountable for this agency as it is constructed: the Secretary of Homeland Security. I think that is very important to understand.

We are talking about putting together agencies, such as the Coast Guard, the Customs Service, Border Patrol, Transportation, security, Secret Service. This is a very big project.

Now, let me talk, just for a moment, about two very specific areas I am concerned about because they are part and parcel of this and why it is so important we get it right.

Port security in this country, homeland security/port security: We are going to spend \$7 to \$8 billion defending against an intercontinental ballistic missile that is going to come in at 14,000 miles an hour. People are worried a terrorist or a rogue nation is going to get ahold of an ICBM, so we will spend \$7 to \$8 billion on that in the Defense bill this year. But it is far more likely that a weapon of mass destruction will come into a port, in a container, on a container ship, and pull up to that port at 2 miles per hour.

We have 5.7 million containers coming into our ports every year and 5.6 million are not inspected. Dealing with that has to be a part of homeland security. That is why we have to get this right.

What Senator BYRD is suggesting in this amendment is not that we should delay the creation of homeland security. It is that, as we move along to the 13 months, we, in fact, create weigh points so we can measure what we are doing, what the President is doing, what the administration is doing.

The ACTING PRESIDENT pro tempore. The Senator has used 4 minutes.

Mr. DORGAN. It is very much like when you learn to fly. I learned to fly with a private plane once. When you fly, you fly the weigh points you establish out there. This legislation says: Yes, let's have a Homeland Security Department. Let's meet the deadline, do it on time, but let's do it right. And it establishes weigh points by which the Congress becomes a full partner with the administration in developing and making sure that we implement properly the Homeland Security Department.

If we make a mistake here, it is about the security of the United States of America. This is not about wasting money. It is about this country's security. That is why this amendment is so important.

People say: Well, this amendment guts the bill coming out of the committee. It does not do anything of the sort. This bill improves it. And this bill gives Congress the role it ought to have with the administration to make homeland security work for the United States of America.

I yield the floor.

The ACTING PRESIDENT pro tempore. Under the previous order, the Senator from Maryland is recognized for up to 5 minutes.