

ahead. Through his unwavering determination, Virginians will soon enjoy a free-flowing Rappahannock River for 106 miles from the Chesapeake Bay to the Blue Ridge Mountains. The removal of the Embrey Dam at Fredericksburg has been a project that I am dedicated to completing, and COL Hansen's leadership has ensured that this will begin next February.

The Chesapeake 2000 Agreement renewed the Federal-State partnership to restore and improve the management of the living resources of the Chesapeake Bay. Immediately, COL Hansen took the goals of the agreement and put them into action. A central feature of the Chesapeake 2000 Agreement that I am actively involved with is the ten-fold increase in native oyster stocks over the next 10 years. To accomplish this, we have pursued an unprecedented effort to build three-dimensional oyster reefs in traditional oyster grounds throughout the bay. COL Hansen has taken up this challenge with unprecedented energy and commitment to coordinate Federal and State policymakers and scientists.

These are just a few examples of COL Hansen's leadership in working with private organizations, State and local governments and other Federal agencies to ensure the Corps responds effectively to natural disasters, water resource development, and environmental initiatives. He embodies the finest traditions of the Corps of Engineers and the principles of public service.

We thank him for his service to our Nation and Virginia, and wish him and his family every success in his new assignment.●

BRIGADIER GENERAL JARED P. KENNISH

● Mr. REED. Mr. President, I rise today to recognize the accomplishments of BG General Jared P. Kennish, Assistant Adjutant General for the Rhode Island Air National Guard. BG Kennish was awarded the Bronze Star Medal for meritorious achievement while serving as the commander of the 376th Air Expeditionary Wing at Manas Air Base in Kyrgyzstan from November 16, 2002 to April 16, 2003 in support of Operation Enduring Freedom.

BG Kennish was recognized by the United States Air Force for contributing "significantly to the overwhelming success of air and ground operations against the Taliban and al-Qaeda terrorist networks throughout Afghanistan." He led one of the most diverse and multifunctional air wings ever assembled, combining the operations of F-16s, KC-135s, KC-10s, C-130s and Puma helicopters from the Air Forces of the United States, Denmark, Holland, Italy, Norway and Spain. BG Kennish was also recognized as a "true global mobility visionary" whose selfless efforts in support of joint air operations during Operation Enduring Freedom "will be a model for future contingencies."

BG Kennish's accomplishments throughout Operation Enduring Freedom are no surprise to the great state of Rhode Island. Throughout a career of exemplary service that has spanned over 37 years in the United States Air Force and the Rhode Island Air National Guard, BG Kennish has left his positive imprint in every job he has performed. From service throughout Operations Desert Shield and Desert Storm in 1991, to operational deployments in northern Iraq and Mombasa, Kenya, to command of the 143rd Airlift Wing, Rhode Island Air National Guard, BG Kennish has been a shining example of professional excellence of whom all Rhode Islanders are rightly proud.

I echo the praise of the United States Air Force in recognizing BG Kennish with the award of the Bronze Star Medal. I ask my colleagues to join with me today, July 29, 2003, in thanking BG Kennish on behalf of a grateful Nation for his selfless service to our country.●

TRIBUTE TO DR. VICTOR WESTPHALL

● Mr. DOMENICI. Mr. President, I rise today to honor a wonderful man, Dr. Victor Westphall, who passed away July 22. Dr. Westphall dedicated his life to recognizing and celebrating the service and sacrifice of our Vietnam veterans.

Dr. Westphall's dedication to fallen heroes was not surprising because he too was a veteran. He entered the United States Navy in 1943 as an Ensign and served in the South Pacific during World War II. During this time, he was responsible for setting up message centers to allow front-line communication. After 3 years and two full stripes in the Navy, Dr. Westphall moved with his wife and his two sons to New Mexico. He earned his doctorate in history at the University of New Mexico and eventually became a leading author and expert on Southwest American history.

On a most painful day in May of 1968, Dr. Westphall received word that his son, David, had been killed in Vietnam. David, a Marine lieutenant, died with 12 of his men in an ambush near Con Thien. Soon after, Dr. Westphall was determined to draw some good out of this tragic event. He decided to use the life insurance payment from his son's death to build the Vietnam Veterans Peace and Brotherhood Chapel in Angel Fire, NM. Although Dr. Westphall struggled to find financial support to help build the memorial, he remained dedicated to the project, and in 1971, the first monument to pay homage to Vietnam veterans in the United States was formally dedicated.

The Vietnam Veterans Peace and Brotherhood Chapel stands as a majestic tribute to our veterans who served in Vietnam. Dr. Westphall hired a Santa Fe architect to design a beautiful white chapel with gentle curves sweeping 50 feet upward toward the

sky. This serene memorial overlooks the sacred Moreno Valley, just below New Mexico's 13,000 foot Wheeler Peak. It offers visitors the opportunity to remember those who served their Nation proudly in the Vietnam War in a peaceful and spiritual setting. The Chapel's eternal flame illuminates this hallowed place for quiet meditation.

I often remember a touching story that Dr. Westphall occasionally recounted about the Chapel. When the memorial was first opened, the Chapel would close nightly. However, one morning Dr. Westphall found a message left by a young veteran on the door: "I needed to come in and you locked me out." Since then, the Chapel remained open every hour of every day.

Like the Chapel, Dr. Westphall was always there for our Nation's veterans. I salute Dr. Westphall's lifetime of service and devotion to our veterans, and I am proud and honored to have had him as a friend. He gave his son, his time, his money, his property, and life to honor our fallen heroes.

As a fitting tribute, I end with the inscription at the entrance to his son's Chapel, now called the Vietnam Veterans National Memorial:

The Ultimate Curse
Greed plowed cities desolate
Lusts ran snorting thru the streets
Pride reared up to desecrate
Shrines, and there were no retreats.
So man learned to shed the tears
With which he measures out his years.

—Victor David Westphall III●

MESSAGE FROM THE HOUSE

At 12:06 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that pursuant to section 2(a) of the National Cultural Center Act (20 U.S.C. 76h(a)), amended by Public Law 107-117, and the order of the House of January 8, 2003, the Speaker appoints the following Member of the House of Representatives to the Board of Trustees of the John F. Kennedy Center for the Performing Arts: Mr. KENNEDY of Rhode Island.

The message also announced that pursuant to 36 U.S.C. 2301, and the order of the House of January 8, 2003, the Speaker appoints the following Members of the House of Representatives to the United States Holocaust Memorial Council: Mr. LANTOS of California and Mr. FROST of Texas.

The message further announced that pursuant to 14 U.S.C. 194(a), and the order of the House of January 8, 2003, the Speaker appoints the following Member of the House of Representatives to the Board of Visitors to the United States Coast Guard Academy: Mr. FILNER of California.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3455. A communication from the Deputy Associate Administrator, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Boscalid; 3-pyridinecarboxamide, 2-chloro-N-(4'-chloro[1,1'-biphenyl]-2-yl); Pesticide Tolerance" (FRL#7319-6) received on July 25, 2003; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3456. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Low Pathogenic Avian Influenza; Payment of Indemnity" (Doc. no. 02-248-2) received on July 25, 2003; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3457. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Oriental Fruit Fly; Removal of Quarantined Area" (Doc. no. 02-130-2) received on July 25, 2003; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3458. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Sapote Fruit Fly; Removal of Quarantined Area in Texas" (Doc. no. 03-032-2) received on July 25, 2003; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3459. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Japanese Beetle; Domestic Quarantine and Regulations" (Doc. no. 03-057-1) received on July 25, 2003; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3460. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Tuberculosis in Cattle and Bison; State Designations; New Mexico" (Doc. no. 03-044-1) received on July 25, 2003; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3461. A communication from the Director, Defense Procurement, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Memorandum of Understanding—Switzerland" (DFARS Case 2001-D019) received on July 28, 2003; to the Committee on Armed Services.

EC-3462. A communication from the Director, Defense Procurement, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Tax Exemptions (Italy)" (DFARS Case 2000-D027) received on July 28, 2003; to the Committee on Armed Services.

EC-3463. A communication from the Director, Defense Procurement, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Caribbean Basin Country End Products" (DFARS Case 2000-D302) received on July 28, 2003; to the Committee on Armed Services.

EC-3464. A communication from the Director, Defense Procurement, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Veterans Employment Emphasis" (DFARS Case 97-D314) received on July 28, 2003; to the Committee on Armed Services.

EC-3465. A communication from the Under Secretary of Defense, Acquisition and Technology, transmitting, pursuant to law, the annual report on operations of the National Defense Stockpile; to the Committee on Armed Services.

EC-3466. A communication from the Principal Deputy, Office of the Assistant Secretary of Defense, Reserve Affairs, transmitting, the National Guard Challenge Program Annual Report for Fiscal Year 2001; to the Committee on Armed Services.

EC-3467. A communication from the Under Secretary of Defense, Personnel and Readiness, transmitting, the report of a retirement; to the Committee on Armed Services.

EC-3468. A communication from the Under Secretary of Defense, Personnel and Readiness, transmitting, the report of a retirement; to the Committee on Armed Services.

EC-3469. A communication from the Chairman, Chief Executive Officer, Farm Credit Administration, transmitting, pursuant to law, a report of the Administration's 2002 compensation program adjustments; to the Committee on Banking, Housing, and Urban Affairs.

EC-3470. A communication from the Deputy Assistant Administrator for Ocean Services and Coastal Zone Management, National Ocean Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Coastal Ocean Program Supplemental Notice of Funds Availability for the Monitoring and Event Response for Harmful Algal Blooms Program FY02" (RIN0648-ZB12) received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3471. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Office of Sustainable Fisheries, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Zone Off Alaska Western Alaska Community Development Quota Program" (RIN0648-AL92) received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3472. A communication from the Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service, transmitting, pursuant to law, the report of a rule entitled "Closure of the Commercial Run-Around Gillnet Fishery for King Mackerel in the Exclusive Economic Zone in the Southern Florida West Coast Subzone" received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3473. A communication from the Assistant Administrator for Fisheries, National Marine Fisheries Service, Office of Sustainable Fisheries, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pelagic Fisheries; Prohibition on Fishing for Pelagic Management Unit Species; Nearshore Area Closures Around American Samoa by Vessels More than Fifty Feet in Length" (RIN0648-AL41) received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3474. A communication from the Assistant Administrator for Fisheries, National Marine Fisheries Service, Office of Sustainable Fisheries, transmitting, pursuant to law, the report of a rule entitled "Framework 1 to the Atlantic Fishery Management Plan" (RIN0648-AP44) received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3475. A communication from the Assistant Administrator for Fisheries, National Marine Fisheries Service, Office of Sustainable Fisheries, transmitting, pursuant to law, the report of a rule entitled "Final 2002 Specifications for the Atlantic Herring Fishery" (RIN0648-AP37) received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3476. A communication from the Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service, transmitting, pursuant to law, the report of a rule en-

titled "Closure of the Commercial Hook-and-Line Fishery for King Mackerel in the Exclusive Economic Zone in the Southern Florida West Coast Subzone" received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3477. A communication from the Chairman, Federal Maritime Commission, transmitting, pursuant to law, the report of a rule entitled "Update of Existing and Addition of New Filing and Service Fees" (FMC Doc. no. 02-05) received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3478. A communication from the Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species Fisheries; Commercial Shark Management Measures" (RIN0648-AP70) received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3479. A communication from the Director, Office of White House Liaison, Department of Commerce, transmitting, pursuant to law, a vacancy and a change in previously submitted reported information for the position of Assistant Secretary for Oceans and Atmospheres received on July 28, 2003; to the Committee on Commerce, Science, and Transportation.

EC-3480. A communication from the Chairman, Interagency Coordination Committee on Oil Pollution Research, United States Coast Guard, transmitting, pursuant to law, the Committee's report on Oil Spill Research; to the Committee on Commerce, Science, and Transportation.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Ms. COLLINS, from the Committee on Governmental Affairs, with amendments:

S. 910. A bill to ensure the continuation of non-homeland security functions of Federal agencies transferred to the Department of Homeland Security (Rept. No. 108-115).

By Mr. GRASSLEY, from the Committee on Finance and the Committee on the Judiciary jointly:

Report to accompany S. 1416, a bill to implement the United States-Chile Free Trade Agreement (Rept. No. 108-116).

Report to accompany S. 1417, a bill to implement the United States-Singapore Free Trade Agreement (Rept. No. 108-117).

EXECUTIVE REPORTS OF COMMITTEE

The following executive reports of committee were submitted:

TREATY DOC. 107-10, AGREEMENT WITH RUSSIAN FEDERATION CONCERNING POLAR BEAR POPULATION (EXEC. REPT. NO. 108-7)

Text of Committee Recommended Resolution of Ratification:

Resolved (two-thirds of the Senators present concurring therein),

SECTION 1. SENATE ADVICE AND CONSENT
SUBJECT TO A CONDITION.

The Senate advises and consents to the ratification of the Agreement Between the Government of the United States of America and the Government of the Russian Federation on the Conservation and Management of the Alaska-Chukotka Polar Bear Population, done at Washington October 16, 2000 (T. Doc. 107-10, in this resolution referred to as the "Agreement"), subject to the condition in section 2.