Clearinghouse REVIEW

November-December 2005 Volume 39, Numbers 7-8

Journal of Poverty Law and Policy

INSIDE:

The Medicare Part D Maze

The New Bankruptcy Law

Civil Rights Action on Sewer Overflows

Ex-Prisoners Reentering the Community

Using the Media

Medical Debt

The Rebnquist Court's
FINAL CHAPTER ON
ACCESS TO COURTS



Taking action to end poverty

Volume 39 Numbers 7-8

November-December 2005

Clearinghouse REVIEW

Published six times a year by the Sargent Shriver National Center on Poverty Law 50 E. Washington St., Suite 500, Chicago, IL 60602 Tel.: 312.263.3830, Fax: 312.263.3846 admin@povertylaw.org, www.povertylaw.org

EXECUTIVE DIRECTOR: Rita A. McLennon

EDITORIAI

EDITOR AND DIRECTOR OF COMMUNICATION PROGRAMS: Ilze Sprudzs Hirsh
ASSOCIATE EDITOR: Edwin P. Abaya
STAFF ATTORNEY-LEGAL EDITOR: Crystal B. Ashley
STAFF ATTORNEY-LEGAL EDITOR: Margaret Becker
VOLUNTEER ATTORNEY: Kathleen Donahue
SENIOR ATTORNEY-SENIOR LEGAL EDITOR: Marcia Henry
WEB CONTENT EDITOR: Michelle Nicolet
STAFF ATTORNEY-LEGAL EDITOR: Catherine Dorn Schreiber
COMMUNICATION PROGRAMS STAFF: Janine Fletcher

ADVOCACY

DIRECTOR OF ADVOCACY: John Bouman
DIRECTOR OF HOUSING LITIGATION: William Wilen
SUPERVISING ATTORNEY, COMMUNITY INVESTMENT: Dory Rand
SENIOR ATTORNEY: Daniel Lesser
SENIOR ATTORNEY: Wendy Pollack
SENIOR ATTORNEY: Margaret Stapleton
SENIOR ATTORNEY: Katherine E. Walz
STAFF ATTORNEY: Rajesh Nayak
COMMUNITY INVESTMENT STAFF: Ian Gardiner, Richard Rand,
Jami Schlafer, Nancy Wilson
HOUSING STAFF: Leah Staub
OTHER STAFF: Melissa M. Buenger, Tina Lasquety, Jennifer Lee

ADMINISTRATION

DIRECTOR OF EXTERNAL AFFAIRS: John Ayers
DIRECTOR OF DEVELOPMENT: Barbara A. Carney
DEVELOPMENT ASSOCIATE: Adeela Qureshi
MEDIA COORDINATOR: Rikeesha Cannon
SYSTEM ADMINISTRATOR: David Eads
DATABASE SPECIALIST: Christine Villas
DEVELOPMENT AND MARKETING ASSISTANT: Laura Fletcher
ADMINISTRATIVETECHNOLOGY ASSISTANT: Murtle Mae English
LEGAL RECORDS ADVOCATE: Nancy Carey
FINANCIAL CONSULTANT: Emmett Murphy
EXTERNAL AFFAIRS STAFF: Rebecca Marchiel

BOARD OF DIRECTORS CHAIR: Suzan L. Rayner, Chicago, IL

VICE CHAIR: Eileen Sweeney, Washington, DC SECRETARY: Sandra Cuneo, Los Angeles, CA TREASURER: Heriberto Barbot Jr., New York, N Allison I. Brown, Washington, DC Gregory R. Dallaire, Seattle, WA Gill Deford, Mansfield, CT Sunny Fischer, Chicago, IL Divida Gude, Atlanta, GA Bruce G. Iwasaki, Los Angeles, CA LeAlan M. Jones, Chicago, IL Ethel Klein, New York, NY Marshall Marcovitz, Chicago, IL Betty J. Musburger, Evanston, IL Grace Allen Newton, Chicago, IL Latherine L. Robb, Austin, TX Janice E. Rodgers, Chicago, IL Jill Schuker, Washington, DC C. Steven Tomashefsky, Chicago, IL Luis A. Wilmot, Austin, TX SENIOR ADVISOR: William Josephson

CLEARINGHOUSE REVIEW encourages the submission of articles from legal services field staff and others. Send articles to Ilze Sprudzs Hirsh, editor and director of communication programs, Sargent Shriver National Center on Poverty Law, 50 E. Washington St., Suite 500, Chicago, IL 60602.

The opinions expressed herein are those of the authors and should not be construed as representing the opinions or policy of the organizations which employ them or of the Sargent Shriver National Center on Poverty Law.



The State of Poverty Reexposed

When Hurricane Katrina swept through the Gulf Coast last August and September, Louisiana and Mississippi were not the only states brought to the nation's attention. Many in the United States saw for the first time another state—the "State of Poverty." At about the same time that Katrina struck, the U.S. Census Bureau released its annual report: it counted thirty-seven million Americans living in poverty; thirteen million of them are children. The images of suffering caused by the hurricanes brought many Americans face-to-face with the reality of poverty in our country. At the 2005 Sargent Shriver Awards dinner in December, the Sargent Shriver National Center on Poverty Law turned the spotlight on the nation's 51st state—the State of Poverty.

The awards event elucidated the devastating effects of poverty and raised practical solutions to the interconnecting problems and structural barriers that cause poverty. "From the eye of the hurricane, we at the Shriver Center know the possibilities of moving from the state of poverty to the state of prosperity," said Rita McLennon, the Shriver Center's executive director.

Jeffrey D. Sachs, the economist and Columbia University professor whose most recent book is *The End of Poverty: Economic Possibilities for Our Time*, received the Sargent Shriver Award for Equal Justice for distinguished achievement in promoting the alleviation of poverty. Like the Shriver Center, Professor Sachs takes action to end poverty. "I reject the plaintive cries of the doomsayers who say that ending poverty is impossible. I have identified the specific investments that are needed; found ways to plan and implement them; shown that they can be affordable and addressed the counsels of despair who claim that the poor are condemned by their cultures, values, and personal behaviors," he says. Professor Sachs's work as an international economist and social justice advocate outlines specific steps to end global poverty. Both global and domestic poverty require a holistic approach to the removal of the structural barriers to leaving poverty, Professor Sachs explained in his keynote address.

Morgan Spurlock, the documentary filmmaker (Super Size Me), also received the Sargent Shriver Award for Equal Justice. He was honored for distinguished achievement in raising awareness of the day-to-day plight of minimum-wage workers in the United States in his FX television series 30 Days. The premier episode, "Minimum Wage," featured Mr. Spurlock and his fiancée struggling to make ends meet for thirty days in Columbus, Ohio.

The honorees and the awards dinner program examined—once again—how we view and respond to the poorest among us. Once again we rejected the tolerance of poverty in America and the rest of the world. Professor Sachs pointedly concluded that "war against poverty has always been and remains today a matter of choice. Fundamentally, beyond choice—it's about action." Once again we affirmed that we must work together to demolish the barriers that keep people from moving out of the State of Poverty.