

## EXTENSIONS OF REMARKS

## NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2012

SPEECH OF

**HON. HOWARD P. "BUCK" McKEON**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 24, 2011*

The House in Committee of the Whole House on the State of the Union had under consideration the bill (H.R. 1540) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense and for military construction, to prescribe military personnel strengths for fiscal year 2012, and for other purposes:

Mr. McKEON. Mr. Chair, I would like to submit the following exchange of letters:

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON HOMELAND SECURITY,  
*Washington, DC, May 4, 2011.*

Hon. HOWARD P. "BUCK" McKEON,  
*Chairman, House Armed Services Committee,  
Rayburn House Office Building, Wash-  
ington, DC.*

DEAR CHAIRMAN McKEON: I write to you regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I am aware that there are certain provisions in the legislation which fall within the Rule X jurisdiction of the Committee on Homeland Security.

In the interest of permitting your committee to proceed expeditiously with consideration of this important legislation, I am waiving the Committee on Homeland Security's jurisdiction pertaining to a sequential referral. However, I do so with the understanding that the committee's jurisdictional claims over subject matters contained in this and similar legislation are in no way diminished or altered. I request that you urge the Speaker to name members of this committee to any conference committee which is named to consider such provisions.

Please place this letter into the committee report on H.R. 1540 and into the Congressional Record during consideration of the measure on the House floor. Thank you for your consideration of this matter.

Sincerely,

PETER T. KING,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. PETER KING,  
*Chairman, Committee on Homeland Security,  
House of Representatives, Ford Office  
Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Homeland Security is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" McKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON FOREIGN AFFAIRS,  
*Washington, DC, May 13, 2011.*

Hon. HOWARD P. "BUCK" McKEON,  
*Chairman, Committee on Armed Services, House  
of Representatives, Rayburn House Office  
Building, Washington, DC.*

DEAR CHAIRMAN McKEON: I write to confirm our mutual understanding regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. This legislation contains subject matter within the jurisdiction of the Foreign Affairs Committee. However, in order to expedite Floor consideration of this important legislation, the Committee will not markup this bill.

The Committee takes this action with the mutual understanding that the Committee's jurisdiction over this, and similar legislation, is in no way diminished or altered. That understanding includes the agreement reached with the Armed Services Committee on the provisions provided under separate cover.

However, of particular concern to the Committee is Section 1034: Affirmation of Armed Conflict with al-Qaeda, the Taliban, and associated Forces.

The Committee agrees to the language in this provision. The Armed Services Committee has recognized, and reaffirmed in this exchange of letters, that the War Powers Resolution and associated Authorizations for the Use of Military Force, such as those contained in Public Law 107-40 (post-9/11) and Public Law 107-243 (Iraq), are within the primary jurisdiction of the Foreign Affairs Committee.

Clause 1(i)(9) of Rule X of the Rules of the House of Representatives states that the Foreign Affairs Committee is assigned jurisdiction over "Intervention abroad and declarations of war." Authorizations for the use of military force (such as H.J. Res. 64 and H.J. Res. 114 in the 107th Congress) have been referred by the Parliamentarian solely to the Foreign Affairs Committee.

The Foreign Affairs Committee therefore requests that it be included in any briefing by any Executive Branch agency, including the Department of Defense, relating to the Authorization for the Use of Military Force, including operations or activities conducted pursuant to the Authorization of Use of Military Force.

The Committee reserves the right to seek appointment to any House-Senate conference on this legislation, and requests your support if such a request is made. I would appreciate your including this letter in the Congressional Record during consideration H.R. 1540 on the House Floor.

Sincerely,

ILEANA ROS-LEHTINEN,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. ILEANA ROS-LEHTINEN,  
*Chairman, Committee on Foreign Affairs, House  
of Representatives, Rayburn Office Build-  
ing, Washington, DC.*

DEAR MS. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Foreign Affairs has valid jurisdictional claims to certain provisions in this important legislation,

and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Foreign Affairs is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" McKEON,  
*Chairman.*

COMMITTEE ON WAYS AND MEANS,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 12, 2011.*

Hon. HOWARD P. "BUCK" McKEON,  
*Chairman, Committee on Armed Services, Ray-  
burn House Office Building, Washington,  
DC.*

DEAR CHAIRMAN McKEON: I am writing concerning H.R. 1540, the "National Defense Authorization Act for Fiscal Year 2012." There are certain provisions in the legislation which fall within the jurisdiction of the Committee on Ways and Means under Rule X of the Rules of the U.S. House of Representatives.

As you know, the Committee on Ways and Means has jurisdiction over part A of Title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.), and a provision in H.R. 1540 concerning the transition of future Medicare eligible Uniformed Services Family Health Plan enrollees to TRICARE for life would fall within that jurisdiction. Additionally, a provision requiring the assessment of the national security risk of the United States' debt owned by the People's Republic of China would fall under the Committee's jurisdiction over the issuance and sale of bonded U.S. debt. Lastly, the Committee has jurisdiction over matters related to the Internal Revenue Code of 1986, and a provision amending grants made in lieu of tax credits under Section 1603 of the American Recovery and Reinvestment Act of 2009 would also fall under the Committee's jurisdiction.

In order to expedite floor consideration of this important legislation, I am willing to waive this Committee's right to a sequential referral. This is being done with the understanding that it does not in any way prejudice the Committee on Ways and Means' jurisdictional prerogatives on this or similar legislation. The Committee also reserves the right to seek appointment of conferees to any House-Senate conference and requests your support if such a request is made.

I would appreciate your response to this letter, confirming this understanding with respect to H.R. 1540, and would ask that a copy of our exchange of letters on this matter be included in the Congressional Record during floor consideration.

Sincerely,

DAVE CAMP,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. DAVE CAMP,  
*Chairman, Committee on Ways and Means,  
House of Representatives, Longworth Office  
Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Ways and

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

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.

Means has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Ways and Means is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES, COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM,

*Washington, DC, May 12, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, House of Representatives, Rayburn House Office Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I am writing to you concerning the bill H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. There are certain provisions in the legislation which fall within the Rule X jurisdiction of the Committee on Oversight and Government Reform.

In the interest of permitting your committee to proceed expeditiously to floor consideration of this important bill, I am willing to waive this committee's right to sequential referral. I do so with the understanding that by waiving consideration of the bill, the Committee on Oversight and Government Reform does not waive any future jurisdictional claim over the subject matters contained in the bill which fall within its Rule X jurisdiction. I request that you urge the Speaker to name members of this committee to any conference committee which is named to consider such provisions.

Please place this letter into the committee report on H.R. 1540 and into the Congressional Record during consideration of the measure on the House floor. Thank you for the cooperative spirit in which you have worked regarding this matter and others between our respective committees.

Sincerely,

DARRELL ISSA,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. DARRELL ISSA,  
*Chairman, Committee on Oversight and Government Reform, House of Representatives, Rayburn Office Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Oversight and Government Reform has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Oversight and Government Reform is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES, PERMANENT SELECT COMMITTEE ON INTELLIGENCE,

*Washington, DC, May 12, 2011.*

Hon. BUCK MCKEON,  
*Chairman, Committee on Armed Services, House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: In recognition of the importance of expediting the passage of H.R.

1540, the "National Defense Authorization Act for Fiscal Year 2012," the Permanent Select Committee on Intelligence hereby waives further consideration of the bill. The Committee has jurisdictional interests in H.R. 1540, including intelligence and intelligence-related authorizations and provisions contained in the bill.

The Committee takes this action only with the understanding that this procedural route should not be construed to prejudice the House Permanent Select Committee on Intelligence's jurisdictional interest over this bill or any similar bill and will not be considered as precedent for consideration of matters of jurisdictional interest to the Committee in the future. In addition, the Permanent Select Committee on Intelligence will seek conferees on any provisions of the bill that are within its jurisdiction during any House-Senate conference that may be convened on this legislation.

Finally, I would ask that you include a copy of our exchange of letters on this matter in the Congressional Record during the House debate on H.R. 1540. I appreciate the constructive work between our committees on this matter and thank you for your consideration.

Sincerely,

MIKE ROGERS,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. MIKE ROGERS,  
*Chairman, Permanent Select Committee on Intelligence, House of Representatives, U.S. Capitol Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Permanent Select Committee on Intelligence has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Permanent Select Committee on Intelligence is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON ENERGY AND COMMERCE,  
*Washington, DC, May 16, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, Rayburn House Office Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I write to confirm my understanding regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. This legislation contains subject matter within the jurisdiction of the Committee on Energy and Commerce. However, in order to expedite floor consideration of this legislation, the Committee waives consideration of those provisions in the jurisdiction of our Committee where we reviewed your language and reached an agreement on the wording. The provisions where we waived our right to a referral include:

The travel, transportation, pay, and bonus provisions for uniformed service members (Title VI);

Assessment of High-Performance Computing (Sec. 31); and,

An amendment allowing utilities to pass through tax benefits to ratepayers in a lump sum.

For these negotiated provisions, the Committee on Energy and Commerce takes this

action only with the understanding that the Committee's jurisdictional interests over this and similar legislation are in no way diminished or altered. For any other provision that falls within the jurisdiction of the Committee on Energy and Commerce and where our mutual Committees have not come to a resolution, I reserve the right to seek a referral of H.R. 1540 to consider those provisions.

The Committee also reserves the right to seek appointment to any House-Senate conference on this legislation and requests your support if such a request is made. Finally, I would appreciate your including this letter in the Congressional Record during consideration of H.R. 1540 on the House floor. Thank you for your attention to these matters.

Sincerely,

FRED UPTON,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. FRED UPTON,  
*Chairman, Committee on Energy and Commerce, House of Representatives, Rayburn Office Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Energy and Commerce has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Energy and Commerce is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON FINANCIAL SERVICES,  
*Washington, DC, May 10, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, Rayburn House Office Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I am writing concerning the jurisdictional interest of the Committee on Financial Services in an amendment to be offered by Rep. Walter Jones at your scheduled mark-up of H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012, on Wednesday, May 11, 2011. Rep. Jones' amendment would allow the military exchanges to have access to credit available through the Federal Financing Bank. As such, the amendment clearly falls within the Committee on Financial Services' jurisdiction over banks, banking, money and credit pursuant to rule X of the Rules of the House of Representatives.

Our Committee recognizes the importance of H.R. 1540 and the need for the legislation to move expeditiously. Therefore, while the Committee on Financial Services has jurisdiction over the subject matter of Rep. Jones' amendment under rule X of the Rules of the House of Representatives, I do not intend to request a sequential referral of the legislation if it includes the amendment. By agreeing to waive its right to a sequential referral of the bill, the Committee on Financial Services does not waive its jurisdiction over H.R. 1540 if Rep. Jones' amendment or other similar amendment is adopted. In addition, I make this commitment with the understanding that this will not prejudice the Committee on Financial Services with respect to its prerogatives on this or similar legislation. Further, the Committee on Financial Services reserves its authority to

seek conferees on any provisions of the bill that are within its jurisdiction during any House-Senate conference that may be convened on this legislation. I ask your commitment to support any request by the Committee on Financial Services for conferees on H.R. 1540 or related legislation.

Lastly, I request that you include this letter and your response in your committee's report on and in the Congressional Record during consideration of the legislation on the House floor.

Thank you for your attention to these matters.

Sincerely,

SPENCER BACHUS,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. SPENCER BACHUS,  
*Chairman, Committee on Financial Services,  
U.S. House of Representatives, Rayburn Office  
Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Financial Services has valid jurisdictional claims to a certain provision in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Financial Services is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON NATURAL RESOURCES,  
*Washington, DC, May 13, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, House  
of Representatives, Rayburn House Office  
Building, Washington, DC.*

DEAR MR. CHAIRMAN: I am writing concerning the Committee on Natural Resources' jurisdiction interest in H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012.

To allow the Armed Services Committee to proceed expeditiously to floor consideration of this important bill, the Committee on Natural Resources will waive its right to a sequential referral of H.R. 1540. I do so with the understanding that by waiving consideration of the bill, the Committee on Natural Resources does not waive any future jurisdictional claim over the subject matters contained in the bill that fall within its Rule X jurisdiction. I also request that you urge the Speaker to name members of this Committee to any conference committee named to consider H.R. 1540.

I would appreciate you including this letter in the Armed Service Committee's report on H.R. 1540. Thank you for the cooperative spirit in which you and your able staff have worked regarding this matter and others between our respective committees.

Sincerely,

DOC HASTINGS,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. DOC HASTINGS,  
*Chairman, Committee on Natural Resources,  
House of Representatives, Longworth Office  
Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National De-

fense Authorization Act for Fiscal Year 2012. I agree that the Committee on Natural Resources has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Natural Resources is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

COMMITTEE ON EDUCATION AND THE  
WORKFORCE, HOUSE OF REP-  
RESENTATIVES,  
*Washington, DC, May 12, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, House  
of Representatives, Rayburn House Office  
Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I am writing to you concerning the jurisdictional interest of the Committee on Education and the Workforce in matters being considered in H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012.

Our committee recognizes the importance of H.R. 1540 and the need for the legislation to move expeditiously. Therefore, while we have a valid claim to jurisdiction over the bill, I do not intend to request a sequential referral. This, of course, is conditional on our mutual understanding that nothing in this legislation or my decision to forego a sequential referral waives, reduces, or otherwise affects the jurisdiction of the Committee on Education and the Workforce, and that a copy of this letter and your response acknowledging our jurisdictional interest will be included in the Committee Report and as part of the Congressional Record during consideration of this bill by the House.

The Education and the Workforce Committee also asks that you support our request to be conferees on the provisions over which we have jurisdiction during any House-Senate conference.

Thank you for your consideration in this matter.

Sincerely,

JOHN KLINE,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. JOHN KLINE,  
*Chairman, Committee on Education and the  
Workforce, House of Representatives, Ray-  
burn Office Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Education and the Workforce has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Education and the Workforce is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON THE BUDGET,  
*Washington, DC, May 12, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, House  
of Representatives, Rayburn House Office  
Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I write to confirm our mutual understanding regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. This legislation contains subject matter within the jurisdiction of the Committee on the Budget. However, in order to expedite floor consideration of this important legislation, the committee waives consideration of the bill.

The Committee on the Budget takes this action only with the understanding that the committee's jurisdictional interests over this and similar legislation are in no way diminished or altered.

The committee also reserves the right to seek appointment to any House-Senate conference on this legislation and requests your support if such a request is made. Finally, I would appreciate your including this letter in the Congressional Record during consideration of H.R. 1540 on the House Floor. Thank you for your attention to these matters.

Sincerely,

PAUL RYAN,  
*Chairman,  
Committee on the Budget.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. PAUL RYAN,  
*Chairman, Committee on the Budget, House of  
Representatives, Longworth Office Build-  
ing, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on the Budget has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on the Budget is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES, COM-  
MITTEE ON TRANSPORTATION AND  
INFRASTRUCTURE,  
*Washington, DC, May 12, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, House  
of Representatives, Rayburn House Office  
Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I write concerning H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012, as amended. There are certain provisions in the legislation which fall within the Rule X jurisdiction of the Committee on Transportation and Infrastructure.

In the interest of permitting your committee to proceed expeditiously to floor consideration, I am willing to waive the Committee on Transportation and Infrastructure's right to sequential referral. I do so with the understanding that by waiving consideration of the bill the Committee on Transportation and Infrastructure does not waive any future jurisdictional claim over the subject matters contained in the bill which fall within its Rule X jurisdiction. I request you urge the Speaker to name members of this committee to any conference committee named to consider such provisions.

Please place this letter into the committee report on H.R. 1540 and into the Congressional Record during consideration of the measure on the House floor.

Sincerely,

JOHN L. MICA,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. JOHN MICA,  
*Chairman, Committee on Transportation and Infrastructure, House of Representatives, Rayburn Office Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Transportation and Infrastructure has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Transportation and Infrastructure is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES, COMMITTEE ON SCIENCE, SPACE, AND TECHNOLOGY,  
*Washington, DC, May 12, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, House of Representatives, Rayburn House Office Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I am writing to you concerning the jurisdictional interest of the Committee on Science, Space, and Technology in H.R. 1540, the National Defense Authorization Act for Fiscal Year 2011.

Our Committee recognizes the importance of H.R. 1540 and the need for the legislation to move expeditiously. Therefore, while we have a valid claim to jurisdiction over the bill, I do not intend to request a sequential referral. This is, of course, conditional on our mutual understanding that nothing in this legislation or my decision to forego a sequential referral waives, reduces or otherwise affects the jurisdiction of the Committee on Science, Space, and Technology.

Further, I request your support for the appointment of Science, Space, and Technology Committee conferees during any House-Senate conference convened on this legislation. I also ask that a copy of this letter and your response acknowledging our jurisdictional interest be placed in the legislative report on H.R. 1540 and the Congressional Record during consideration of this bill.

I look forward to working with you on this important legislation.

Sincerely,

RALPH M. HALL,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. RALPH HALL,  
*Chairman, Committee on Science, Space, and Technology, House of Representatives, Rayburn Office Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Science, Space, and Technology has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative

of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Science, Space, and Technology is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON SMALL BUSINESS,  
*Washington, DC, May 12, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, House of Representatives, Rayburn House Office Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I am writing to you concerning the bill H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. There are certain provisions in the legislation which fall within Rule X (p) of the Committee on Small Business.

In the interest of permitting the Committee on Armed Services to proceed expeditiously to floor consideration of this important bill, I am willing to waive the right of the Committee on Small Business to sequential referral as a result of the agreement to address my concerns with respect to section 804 of the bill. I do so with the understanding that by waiving consideration of the bill the Committee on Small Business does not waive any future jurisdictional claim over the subject matters contained in the bill which fall with its Rule X (p) jurisdiction. I request that you urge the Speaker to name members of this Committee to any conference committee which is named to consider such provisions.

Please place this letter into the committee report on H.R. 1540 and into the Congressional Record during consideration of the measure on the House floor. Thank you for the cooperative spirit in which you have worked regarding this issue and others between our respective committees.

Sincerely,

SAM GRAVES,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. SAM GRAVES,  
*Chairman, Committee on Small Business, House of Representatives, Rayburn Office Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Small Business has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Small Business is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON VETERANS' AFFAIRS,  
*Washington, DC, May 13, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, House of Representatives, Rayburn House Office Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I write to confirm our mutual understanding regarding H.R. 1540, the National Defense Authoriza-

tion Act for Fiscal Year 2012. This legislation contains subject matter within the jurisdiction of House Veterans' Affairs Committee. However, in order to expedite floor consideration of this important legislation, the committee waives consideration of the bill.

The House Veterans' Affairs Committee takes this action only with the understanding that the committee's jurisdictional interests over this and similar legislation are in no way diminished or altered.

The committee also reserves the right to seek appointment to any House-Senate conference on this legislation and requests your support if such a request is made. Finally, I would appreciate your including this letter in the Congressional Record during consideration of H.R. 1540 on the House Floor. Thank you for your attention to these matters.

Sincerely,

JEFF MILLER,  
*Chairman.*

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 16, 2011.*

Hon. JEFF MILLER,  
*Chairman, Committee on Veterans' Affairs, House of Representatives, Cannon Office Building, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on Veterans' Affairs has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on Veterans' Affairs is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" MCKEON,  
*Chairman.*

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON THE JUDICIARY,  
*Washington, DC, May 10, 2011.*

Hon. HOWARD P. "BUCK" MCKEON,  
*Chairman, Committee on Armed Services, House of Representatives, Rayburn House Office Building, Washington, DC.*

DEAR CHAIRMAN MCKEON: I am writing to you concerning the jurisdictional interest of Committee on the Judiciary in matters being considered in H.R. 1540, the "National Defense Authorization Act for Fiscal Year 2012." As a result of your having consulted with us on provisions in H.R. 1540 that fall within the Rule X jurisdiction of the Committee on the Judiciary, I do not intend to request a sequential referral in order that this bill may proceed expeditiously to the House floor for consideration.

The Judiciary Committee takes this action with our mutual understanding that by foregoing consideration of H.R. 1540 at this time, we do not waive any jurisdiction over subject matter contained in this or similar legislation, and that our Committee will be appropriately consulted and involved as the bill or similar legislation moves forward so that we may address any remaining issues in our jurisdiction. Our Committee also reserves the right to seek appointment of an appropriate number of conferees to any House-Senate conference involving this or similar legislation, and requests your support for any such request.

I appreciate your including this letter and a copy of your response acknowledging our jurisdictional interest on this matter in your committee report and in the Congressional Record during floor consideration of H.R. 1540.

Thank you for your consideration in this matter.

Sincerely,

LAMAR SMITH,  
Chairman.

COMMITTEE ON ARMED SERVICES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, May 16, 2011.

Hon. LAMAR SMITH,  
Chairman, Committee on the Judiciary, House  
of Representatives, Rayburn Office Build-  
ing, Washington, DC.

DEAR MR. CHAIRMAN: Thank you for your letter regarding H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012. I agree that the Committee on the Judiciary has valid jurisdictional claims to certain provisions in this important legislation, and I am most appreciative of your decision not to request a referral in the interest of expediting consideration of the bill. I agree that by foregoing a sequential referral, the Committee on the Judiciary is not waiving its jurisdiction. Further, this exchange of letters will be included in the committee report on the bill.

Sincerely,

HOWARD P. "BUCK" McKEON,  
Chairman.

#### PERSONAL EXPLANATION

### HON. RUSS CARNAHAN

OF MISSOURI

IN THE HOUSE OF REPRESENTATIVES

Tuesday, May 31, 2011

Mr. CARNAHAN. Mr. Speaker, due to an incorrectly recorded vote on the Cole Amendment #27 to H.R. 1540, the National Defense Authorization Act for Fiscal Year 2012, the record reflects a misrepresentation of my position. I would like the RECORD to show that I firmly oppose this amendment which would exempt federal contractors from campaign disclosure requirements.

I was disappointed by the Supreme Court's January, 2010, ruling on Citizens United v. the Federal Election Commission, which overturned provisions of the Bipartisan Campaign Reform Act of 2002 making it easier for big business and special interests to secretly finance political campaigns. As such, last year I cosponsored and voted in favor of H.R. 5175, the Democracy is Strengthened by Casting Light on Spending in Elections (DISCLOSE) Act, which would promote transparency and disclosure in federal elections and counteract some of the most detrimental impacts of the Citizens United decision.

I believe that Congress must address the unsustainable demands of campaign fundraising and enact tougher laws governing the actions of both legislators and special interests. In keeping with my views on campaign finance reform, please let the RECORD show my opposition to this amendment.

HONORING COLONEL JAMES  
SUMMERS

### HON. TIM GRIFFIN

OF ARKANSAS

IN THE HOUSE OF REPRESENTATIVES

Tuesday, May 31, 2011

Mr. GRIFFIN of Arkansas. Mr. Speaker, I rise today to congratulate Colonel James

Summers on his retirement from the Arkansas Air National Guard. Col. Summers served as the Commander of the 189th Airlift Wing in the Arkansas Air National Guard at Little Rock Air Force Base in Little Rock, Arkansas from November of 2007 until his retirement on March 15, 2011.

Col. Summers joined the Armed Forces as a Marine Officer in 1979. During his time in the Marine Corps, he served as a flight line division officer for the Marine Medium Helicopter Squadron 268, a United States Marine Corps helicopter squadron consisting of CH-46E Sea Knight transport helicopters. After his release from the Marine Corps in 1985, Col. Summers was commissioned into the United States Coast Guard where he flew a variety of aircraft, including the C-130, on training and operational missions.

Col. Summers joined the Arkansas Air National Guard in 1991 as an instructor pilot for C-130Es in the 154th Training Squadron. Throughout his 20-year service in the Arkansas Air National Guard, Col. Summers has been a tremendous leader. His successor Col. Steve Eggensperger, who served under Col. Summers as the 189th's Operation Group Commander, stated that "Col. Summers was truly the Top Gun Pilot of the 189th Airlift Wing. Not only did he have vast flying experience and great stick and rudder skills, but he was a decisive leader who was respected by everyone in Team Little Rock, active duty and guard alike."

During the recent tragic and destructive storms in Arkansas, Col. Summers and other members of the Arkansas Air National Guard responded to the call of their communities to help with search and rescue, security, transportation, and road clearing. I thank Col. Summers for his hard work and leadership during this time when the Arkansas Air National Guard was seamlessly assisting with the needs of our State while also deploying Airmen overseas to support the war effort.

On behalf of all Arkansans, I thank Col. Summers for his service to our nation and to our great State. Col. Summers's leadership and experience were vital to the 189th Airlift Wing, and I know that he will be missed. I wish him and his family—his wife, Tina, and their three children Matt, Meredith, and Andrew—well in his retirement.

#### NUCLEAR AGE PEACE FOUNDATION'S SANTA BARBARA DECLARATION

### HON. LOIS CAPPS

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Tuesday, May 31, 2011

Mrs. CAPPS. Mr. Speaker, I rise to enter into the CONGRESSIONAL RECORD the Nuclear Age Peace Foundation's Santa Barbara Declaration, drafted February 17, 2011.

The Nuclear Age Peace Foundation, a non-profit and non-partisan organization based in Santa Barbara that has worked for peace and the abolition of nuclear weapons since 1982, hosted a conference in February 2011 on the dangers of nuclear deterrence. The statement, drafted by experts from around the world, outlines many reasons to work toward the eradication of nuclear weapons.

I urge my colleagues to read the Santa Barbara Declaration and strive to build a more peaceful world.

#### REJECT NUCLEAR DETERRENCE: AN URGENT CALL TO ACTION

Nuclear deterrence is a doctrine that is used as a justification by nuclear weapon states and their allies for the continued possession and threatened use of nuclear weapons.

Nuclear deterrence is the threat of a nuclear strike in response to a hostile action. However, the nature of the hostile action is often not clearly defined, making possible the use of nuclear weapons in a wide range of circumstances.

Nuclear deterrence threatens the murder of many millions of innocent people, along with severe economic, climate, environmental, agricultural and health consequences beyond the area of attack.

Nuclear deterrence requires massive commitments of resources to the industrial infrastructures and organizations that make up the world's nuclear weapons establishments, its only beneficiaries.

Despite its catastrophic potential, nuclear deterrence is widely, though wrongly, perceived to provide protection to nuclear weapon states, their allies and their citizens.

Nuclear deterrence has numerous major problems:

1. Its power to protect is a dangerous fabrication. The threat or use of nuclear weapons provides no protection against an attack.

2. It assumes rational leaders, but there can be irrational or paranoid leaders on any side of a conflict.

3. Threatening or committing mass murder with nuclear weapons is illegal and criminal. It violates fundamental legal precepts of domestic and international law, threatening the indiscriminate slaughter of innocent people.

4. It is deeply immoral for the same reasons it is illegal: it threatens indiscriminate and grossly disproportionate death and destruction.

5. It diverts human and economic resources desperately needed to meet basic human needs around the world. Globally, approximately \$100 billion is spent annually on nuclear forces.

6. It has no effect against non-state extremists, who govern no territory or population.

7. It is vulnerable to cyber attack, sabotage, and human or technical error, which could result in a nuclear strike.

8. It sets an example for additional countries to pursue nuclear weapons for their own nuclear deterrent force.

Its benefits are illusory. Any use of nuclear weapons would be catastrophic.

Nuclear deterrence is discriminatory, anti-democratic and unsustainable. This doctrine must be discredited and replaced with an urgent commitment to achieve global nuclear disarmament. We must change the discourse by speaking truth to power and speaking truth to each other.

Before another nuclear weapon is used, nuclear deterrence must be replaced by humane, legal and moral security strategies. We call upon people everywhere to join us in demanding that the nuclear weapon states and their allies reject nuclear deterrence and negotiate without delay a Nuclear Weapons Convention for the phased, verifiable, irreversible and transparent elimination of all nuclear weapons.

Blase Bonpane, Ph.D.\*, Director, Office of the Americas; Theresa Bonpane\*, Founding Director, Office of the Americas; John Burroughs, Ph.D.\*, Executive Director, Lawyers Committee on Nuclear Policy; Jacqueline Cabasso\*, Executive Director, Western States Legal Foundation; Ben Cohen, Co-