

## PERSONAL EXPLANATION

**HON. SUSAN A. DAVIS**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, June 13, 2013*

Mrs. DAVIS of California. Mr. Speaker, on Tuesday, June 11, 2013, I missed the following votes:

H.R. 251—South Utah Valley Electric Conveyance Act, had I been present, I would have voted “yes” on rollcall No. 212.

H.R. 1157—Rattlesnake Mountain Public Access Act, had I been present, I would have voted “yes” on rollcall No. 213.

RE: H. AMDT. 89 TO H.R. 2216 AND  
H. AMDT. 124 TO H.R. 2217

**HON. ALAN GRAYSON**

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, June 13, 2013*

Mr. GRAYSON. Mr. Speaker, I introduced the amendments in the Veterans-Military Construction and Homeland Security appropriations bills that forbid contracting with offerors who have been indicted for, or convicted of, fraud or similar egregious acts, all of which establish a categorical, unequivocal and definitive lack of present responsibility. The intent of Congress with regard to these provisions, and other such provisions, is as follows: These provisions are to be construed broadly, not only for the sake of ensuring confidence in government contracting, but also to protect the public fisc. No exceptions of any kind are intended.

The terms “embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, violating Federal criminal tax laws, or receiving stolen property” and other such terms in these provisions are intended to be construed as broadly as possible. They extend to any offense that refers or relates to such offenses, whether Federal, State, county, municipal or tribal.

The term “offeror” includes all affiliates of any kind, including but not limited to parent companies, sister companies, subsidiaries and commonly controlled entities. The term is to be construed broadly.

To the extent feasible, this prohibition extends to the exercise of contract options in contracts that have already been awarded, and to contract modifications that increase or may increase contract price or cost.

It is the sense of Congress that these provisions, specifically including the prohibition on contract awards to indicted contractors, comport with due process and all other constitutional standards. Among other reasons, this is because of the due process protections preceding an indictment, the opportunity to challenge an indictment immediately in court, and both constitutional and statutory rights to a speedy trial. No contractor should have standing to challenge this prohibition based on an indictment without first exhausting legal challenges to the indictment. An indicted contractor that fails to exploit any provision providing for a speedy trial waives the right to challenge this prohibition.

If an offeror should make the certification in question but fails to do so, or an offeror falsely

certifies, then any resulting contract has been procured by fraud, and no future payments thereunder are permitted, and all past payments constitute false claims, regardless of whether any work has been done or deliverables accepted. A false certification shall be actionable under Section 1001 of the U.S. Criminal Code, and other applicable law, and any resulting indictment or conviction shall qualify for the prohibition within these provisions. Any request for payment under a resulting contract shall qualify as both a criminal false claim and a civil false claim.

## HONORING BERNARD COTTON

**HON. BENNIE G. THOMPSON**

OF MISSISSIPPI

IN THE HOUSE OF REPRESENTATIVES

*Thursday, June 13, 2013*

Mr. THOMPSON of Mississippi. Mr. Speaker, I rise today to honor a plausible and apt man, Mr. Bernard Cotton. He has shown what can be done through tenacity, dedication and a desire to serve others.

Mr. Bernard Cotton is a native of Warren County and resides in Vicksburg, Mississippi. He served in the educational arena for 33 years.

Mr. Cotton earned his Associate Degree in Chemistry from Mary Holmes Junior College, West Point, MS in 1963. Mr. Cotton served in the United States Military from January, 1966 to January, 1968, during the Vietnam Era. In 1969 he earned his Bachelor's Degree in Sociology from Alcorn State University; in 1971 he earned his Master's in Political Science from Western Illinois University; and lastly in 1978 earned his Doctorate in Political Science from Washington State University. During his tenure at Alcorn State University, Mr. Cotton served: in the capacity of Retired Professor Emeritus of Political Science (2002); Interim Dean, School of Arts and Science (2000–2002); Professor of Political Science (1993–2002); Pre Law Advisor (1985–2000); Associate Professor of Political Science (1985–1993); Acting Chair, Department of Social Science (1980–1985); Assistant Professor of Political Science (1978–1983); and Instructor of Social Science (1971–1974). Mr. Cotton has also held several other positions within the education arena such as: Director of Bicentennial Workshop; Graduate Assistant in the Political Science Department; Associate Director for the Black Studies Program at Washington State University in Pullman, WA (1974–1978); and Graduate Assistant in the Political Science Department at Western Illinois University, Macomb, IL (1969–1971).

Mr. Cotton is a member of numerous professional and social organizations. He is married and to that union they have two sons. Mr. Speaker, I ask my colleagues to join me in recognizing Mr. Bernard Cotton for his passion and dedication to education and desire to make a difference in the lives of others.

THE 50TH ANNIVERSARY OF  
FULLER GT MAGNET ELEMENTARY  
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**HON. DAVID E. PRICE**

OF NORTH CAROLINA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, June 13, 2013*

Mr. PRICE of North Carolina. Mr. Speaker, I rise today to congratulate Fuller Gifted and Talented Magnet Elementary School of Raleigh, North Carolina, on its 50th anniversary and for its strong tradition of excellence.

Fuller Magnet Elementary first opened in 1962 with 200 African-American students. Today, 50 years later, Fuller serves 600 students from many different backgrounds and cultures around the world.

Since its founding, Fuller has embraced the philosophy that each child should be challenged at his or her own intellectual level and be provided with opportunities for success each day. Fuller integrates two magnet programs into its instruction, offering the Gifted and Talented Program along with the Academically Gifted Basics program. Fuller also benefits from strong community ties, including a partnership with North Carolina State University in both academic and leadership initiatives.

I commend Fuller on its strong academic and instructional program. The school has set high expectations for students, parents, and teachers alike, and it has also looked at the whole of the student's education, teaching social responsibility and character development in addition to academics. Parental support, talented and committed teachers, and a positive school climate are the foundation of a successful educational community, and Fuller Elementary is abundant in all three. Fuller has been a valuable asset to the Raleigh community these past fifty years, investing in young people and equipping them with the skills and education they need to become the leaders of the future.

The Triangle is considered as one of the best places in the nation to live, work and raise a family, and Fuller Gifted and Talented Magnet Elementary School is one of the many excellent schools that contributes to that reputation. I hope that its 50th anniversary celebration is a time of reflection on the history of the school and of rededication to excellence and community betterment.

## NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2014

SPEECH OF

**HON. EDDIE BERNICE JOHNSON**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, June 12, 2013*

The House in Committee of the Whole House on the state of the Union had under consideration the bill (H.R. 1960) to authorize appropriations for fiscal year 2014 for military activities of the Department of Defense and for military construction, to prescribe military personnel strengths for such fiscal year, and for other purposes:

Ms. EDDIE BERNICE JOHNSON of Texas. Mr. Chair, I rise today in support of the men and women in uniform who have been faced

with sexual assault while serving in the military. According to the Defense Department's own estimates, roughly 26,000 individuals in our military will be sexually assaulted each year. Worse yet, only a small fraction of these victims will find the courage to come forward to report these incidents, all of whom must then possibly face sizeable retaliation or anemic prosecution.

Currently, sex-related crimes are subject to a traditional military chain of command, where a commander essentially has complete authority and control over the discovery process. This creates an opportunity for military commanders to protect perpetrators and even punish victims for speaking out.

Today, as the House begins consideration of amendments to the National Defense Authorization Act, I applaud the efforts of Representative JACKIE SPEIER and other House Democrats to drastically alter the way that military sexual assaults are addressed. Representative SPEIER's amendment, which was rejected by House Republicans without debate, would have given prosecutorial discretion to the impartial Office of the Chief Prosecutor, limiting any opportunities for wrongdoing during this critical phase in the judicial process. Until consistent and effective processes are established to carefully consider any wrongdoing, members of our armed forces will continue to struggle with the shameful reality of widespread sexual assault throughout the military ranks.

Mr. Chair, mechanisms within the military structure must be implemented in force if we are to send the powerful message to these perpetrators that sexual assault will not be tolerated under any circumstances. We must stand behind our men and women in uniform, and provide them with the assurances that their voices will be heard, and that they will no longer have to live in fear of losing their livelihood in the process.

TRIBUTE TO ALFONSO "AL"  
STUDESVILLE, JR. AND HIS  
WIFE, JANET STUDESVILLE

### HON. MARK POCAN

OF WISCONSIN

IN THE HOUSE OF REPRESENTATIVES

*Thursday, June 13, 2013*

Mr. POCAN. Mr. Speaker, I rise today with a heavy heart to pay tribute to two very special community leaders in Madison, Wisconsin.

Alfonso "Al" Studesville, Jr., and his wife, Janet Studesville, were killed in a tragic automobile accident on June 4th. The space they left behind will be incredibly difficult to fill.

Al devoted himself to community service and activism. He was larger than life—with a deep voice, rich laugh, and kind personality, Al touched the lives of many.

Born on January 9, 1946, in St. Louis, Missouri, Al made his life-long home in Madison, Wisconsin. A graduate of UW Madison, Al worked at Madison Light and Power (now known as Alliant Energy) for 18 years. He and Jan owned and operated a studio, Just Nails, and a training school, Just Nails Training Center, in Fitchburg, WI. After leaving Madison Light and Power, Al became a Student Services Career Counselor for Madison College, specializing as the Black Student Union Advisor and Minority Recruiter. Al also taught at Madison East High School for nine years.

Changing lives was a priority for Al. A member of the Jr. NAACP at the age of 12, Al participated in civil rights demonstrations through Dr. King's Southern Christian Leadership Conference. He continued his devotion to the African American community throughout his life. From leading what would become known as the Boys and Girls Club of Dane County to his involvement in local agencies such as the Charles Hamilton Houston Institute and the Urban League of Greater Madison, Al leaves behind a legacy of minority outreach and community involvement that cannot be overstated.

One of his crowning achievements was his critical role in founding the Madison chapter of 100 Black Men of America in 1984. Through 100 Black Men of Madison, Al helped establish an organization that area youth—especially young black men—could look to for leadership and guidance. By providing opportunities for health and wellness education, access to economic development programs, and involved mentorship, Al and the other members of 100 Black Men of Madison touched the lives of countless young men in our communities. Madison owes Al a debt of gratitude for starting this organization. His involvement proves that activism, dedication and compassion can have deep impacts in our community.

It was the combination of his inexhaustible drive to help others and his kindness, approachability and modesty that made him such an effective leader. It is one thing to lead by example alone, and quite another to take one's own life lessons and apply them directly to those in need.

Leader, mentor, confidant, father, husband; Al was all these things and more. He gave to our community, and though he never asked for anything in return, I suspect seeing the impact of his work on the lives of others served as just fulfillment.

Jan was no less involved in the community than Al. She ran their nail salon and training school that they owned jointly. She also worked as vice president for Women in Focus, a group that mentors minority students to increase literacy. The program provides \$2,000 scholarships to 13 students annually.

One of Al's favorite phrases was, "I will match energy with energy." And while the tragic loss of these two community activists is still fresh in the minds of those who knew them best, it is important to remember that Al's and Jan's energy is still here. Every person whose life they touched was enriched by that energy. And those recipients will in turn pay it forward to others. The duty falls to us now to pick up their mantle of advocacy, outreach, and kindness, and give our collective energy to those who need it most.

As a community, we will match your energy, Al and Jan. We have your memories and life's work to guide us along the way.

HONORING CONGRESSMAN JOHN  
DINGELL

### HON. JANICE D. SCHAKOWSKY

OF ILLINOIS

IN THE HOUSE OF REPRESENTATIVES

*Thursday, June 13, 2013*

Ms. SCHAKOWSKY. Mr. Speaker, I rise today to express my congratulations to Representative JOHN DINGELL for his remarkable career and service to our country.

Last week, he celebrated an accomplishment that—like Joe DiMaggio's hitting streak—is likely never to be broken. Last week, JOHN DINGELL served his 21,000 day in the House of Representatives—and he is now the longest-serving member in the history of Congress. Not one of us in the House today has served a single day without having JOHN DINGELL as a colleague.

His influence goes far beyond his longevity. When I came to Congress in 1999, my goal was to join the Energy and Commerce Committee, a committee that JOHN DINGELL chaired, shaped and made into a powerful force. He has helped to enact some of the most important laws of our time—from the Civil Rights Act to the Clean Air and Clean Water Acts to Medicare and the Affordable Care Act. He is a champion of working people and a believer in the American Dream—creating opportunity for all.

Countless members of Congress have learned valuable lessons from JOHN DINGELL. One of the most valuable lessons I learned from Congressman DINGELL was how to question witnesses appearing before the Committee. He fights tirelessly to represent his district and his constituents. He has mentored generations of high-quality and devoted staffers. He has taught us that our job is not just about legislating, but about oversight—and he is known for his skills in both areas. His efforts have helped millions and have resulted in a more effective and accountable government for the American people.

I am grateful to have JOHN DINGELL as a friend and a colleague. I congratulate him on all that he has accomplished, and I wish him and his extraordinary wife Deborah all the best as he continues to serve the 12th Congressional District of Michigan and the nation.

HONORING ANDREA RUCKER

### HON. BENNIE G. THOMPSON

OF MISSISSIPPI

IN THE HOUSE OF REPRESENTATIVES

*Thursday, June 13, 2013*

Mr. THOMPSON of Mississippi. Mr. Speaker, I rise today to honor a resourceful and ambitious woman, Ms. Andrea Rucker. She has shown what can be done through hard work, dedication and a desire to serve others.

Ms. Rucker is the daughter of Myrtis Rucker of Yazoo City and Otis Rucker of Winston-Salem, N. C.

Ms. Rucker graduated from Yazoo City High School in the class of 2004 with honors and went on to earn a Bachelor of Science in Special Education from Jackson State University in 2008, graduating Summa Cum Laude. After beginning her career as an Inclusion Teacher in the Yazoo County School District, Ms. Rucker earned a Master of Education in Elementary Education from Mississippi College in 2010, where she also graduated Summa Cum Laude.

Ms. Rucker is a Special Education Teacher at Bentonia Gibbs Elementary in the Yazoo County School District. She has taught for four years in the district and also served one year in the Plano Independent School District in Plano, TX. She recently earned the honor of being named Bentonia Gibbs Elementary Teacher of the Year.

Ms. Rucker is an active member of St. Stephen UMC in Yazoo City where she works as