

other candidates for this honor. All of the respondents, including the families of other fallen soldiers, universally agreed that Michael Marzano deserved this honor. He was the first to die in Iraq from Mercer County. He epitomizes the bravery and the dedication of all of our country's best. He deserves to be remembered, as does everyone who has given their lives in that conflict.

Sergeant Marzano's friends and family have already mourned his death. But with this legislation, we will honor his courage and present his life as a worthy example for future generations of young men and women.

Mr. Speaker, I hope my colleagues will join me in this worthy honor to this remarkable soldier.

Mr. FILNER. Mr. Speaker, I thank Congressman ENGLISH and Congressman ALTMIRE for bringing this bill and letting us know about the heroism of Sergeant Marzano.

Mr. STEARNS. Mr. Speaker, I have no further speakers at this time. I do want to thank Mr. ENGLISH for his presentation, his arduous work in getting this to the floor expeditiously, and, obviously, Chairman FILNER and Chairman BUYER for their efforts too.

Mr. Speaker, I yield back my time.

GENERAL LEAVE

Mr. FILNER. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous material on H.R. 1594.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

Mr. FILNER. I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. FILNER) that the House suspend the rules and pass the bill, H.R. 1594.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. STEARNS. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

The point of no quorum is considered withdrawn.

□ 1630

FORMER VICE PRESIDENT PROTECTION ACT OF 2008

Mr. SCOTT of Virginia. Mr. Speaker, I move to suspend the rules and concur in the Senate amendments to the bill (H.R. 5938) to amend title 18, United States Code, to provide secret service protection to former Vice Presidents, and for other purposes

The Clerk read the title of the bill.

The text of the Senate amendments is as follows:

Senate amendments:

On page 2, strike lines 1 through 5, and insert the following:

TITLE I—FORMER VICE PRESIDENT PROTECTION ACT

SEC. 101. SHORT TITLE.

This title may be cited as the "Former Vice President Protection Act of 2008".

SEC. 102. SECRET SERVICE PROTECTION FOR FORMER VICE PRESIDENTS AND THEIR FAMILIES.

On page 3, strike line 1 and insert the following:

SEC. 103. EFFECTIVE DATE.

On page 3, after line 4, insert the following:

TITLE II—IDENTITY THEFT ENFORCEMENT AND RESTITUTION ACT

SEC. 201. SHORT TITLE.

This title may be cited as the "Identity Theft Enforcement and Restitution Act of 2008".

SEC. 202. CRIMINAL RESTITUTION.

Section 3663(b) of title 18, United States Code, is amended—

(1) in paragraph (4), by striking ";" and inserting a semicolon;

(2) in paragraph (5), by striking the period at the end and inserting ";" and"; and

(3) by adding at the end the following:

"(6) in the case of an offense under sections 1028(a)(7) or 1028A(a) of this title, pay an amount equal to the value of the time reasonably spent by the victim in an attempt to remediate the intended or actual harm incurred by the victim from the offense.".

SEC. 203. ENSURING JURISDICTION OVER THE THEFT OF SENSITIVE IDENTITY IN- FORMATION.

Section 1030(a)(2)(C) of title 18, United States Code, is amended by striking "if the conduct involved an interstate or foreign communication".

SEC. 204. MALICIOUS SPYWARE, HACKING AND KEYLOGGERS.

(a) IN GENERAL.—Section 1030 of title 18, United States Code, is amended—

(1) in subsection (a)(5)—

(A) by striking subparagraph (B); and

(B) in subparagraph (A)—

(i) by striking "(A)(i) knowingly" and inserting "(A) knowingly";

(ii) by redesignating clauses (ii) and (iii) as subparagraphs (B) and (C), respectively; and

(iii) in subparagraph (C), as so redesignated—

(I) by inserting "and loss" after "damage"; and

(II) by striking ";" and inserting a period;

(2) in subsection (c)—

(A) in paragraph (2)(A), by striking "(a)(5)(A)(iii).";

(B) in paragraph (3)(B), by striking "(a)(5)(A)(iii).";

(C) by amending paragraph (4) to read as follows:

"(4)(A) except as provided in subparagraphs (E) and (F), a fine under this title, imprisonment for not more than 5 years, or both, in the case of—

"(i) an offense under subsection (a)(5)(B), which does not occur after a conviction for another offense under this section, if the offense caused (or, in the case of an attempted offense, would, if completed, have caused)—

"(I) loss to 1 or more persons during any 1-year period (and, for purposes of an investigation, prosecution, or other proceeding brought by the United States only, loss resulting from a related course of conduct affecting 1 or more other protected computers) aggregating at least \$5,000 in value;

"(II) the modification or impairment, or potential modification or impairment, of the medical examination, diagnosis, treatment, or care of 1 or more individuals;

"(III) physical injury to any person;

"(IV) a threat to public health or safety;

"(V) damage affecting a computer used by or for an entity of the United States Government in furtherance of the administration of justice, national defense, or national security; or

"(VI) damage affecting 10 or more protected computers during any 1-year period; or

"(ii) an attempt to commit an offense punishable under this subparagraph;

"(B) except as provided in subparagraphs (E) and (F), a fine under this title, imprisonment for not more than 10 years, or both, in the case of—

"(i) an offense under subsection (a)(5)(A), which does not occur after a conviction for another offense under this section, if the offense caused (or, in the case of an attempted offense, would, if completed, have caused) a harm provided in subclauses (I) through (VI) of subparagraph (A)(i); or

"(ii) an attempt to commit an offense punishable under this subparagraph;

"(C) except as provided in subparagraphs (E) and (F), a fine under this title, imprisonment for not more than 20 years, or both, in the case of—

"(i) an offense or an attempt to commit an offense under subparagraphs (A) or (B) of subsection (a)(5) that occurs after a conviction for another offense under this section; or

"(ii) an attempt to commit an offense punishable under this subparagraph;

"(D) a fine under this title, imprisonment for not more than 10 years, or both, in the case of—

"(i) an offense or an attempt to commit an offense under subsection (a)(5)(C) that occurs after a conviction for another offense under this section; or

"(ii) an attempt to commit an offense punishable under this subparagraph;

"(E) if the offender attempts to cause or knowingly or recklessly causes serious bodily injury from conduct in violation of subsection (a)(5)(A), a fine under this title, imprisonment for not more than 20 years, or both;

"(F) if the offender attempts to cause or knowingly or recklessly causes death from conduct in violation of subsection (a)(5)(A), a fine under this title, imprisonment for any term of years or for life, or both; or

"(G) a fine under this title, imprisonment for not more than 1 year, or both, for—

"(i) any other offense under subsection (a)(5); or

"(ii) an attempt to commit an offense punishable under this subparagraph.";

(D) by striking paragraph (5); and

(3) in subsection (g)—

(A) in the second sentence, by striking "in clauses (i), (ii), (iii), (iv), or (v) of subsection (a)(5)(B)" and inserting "in subclauses (I), (II), (III), (IV), or (V) of subsection (c)(4)(A)(i)"; and

(B) in the third sentence, by striking "subsection (a)(5)(B)(i)" and inserting "subsection (c)(4)(A)(i)(I)";

(b) CONFORMING CHANGES.—Section 2332b(g)(5)(B)(i) of title 18, United States Code, is amended by striking "1030(a)(5)(A)(i) resulting in damage as defined in 1030(a)(5)(B)(ii) through (v)" and inserting "1030(a)(5)(A) resulting in damage as defined in 1030(c)(4)(A)(i)(II) through (VI)".

SEC. 205. CYBER-EXTORTION.

Section 1030(a)(7) of title 18, United States Code, is amended to read as follows:

"(7) with intent to extort from any person any money or other thing of value, transmits in interstate or foreign commerce any communication containing any—

"(A) threat to cause damage to a protected computer;

"(B) threat to obtain information from a protected computer without authorization or in excess of authorization or to impair the confidentiality of information obtained from a protected computer without authorization or by exceeding authorized access; or

"(C) demand or request for money or other thing of value in relation to damage to a protected computer, where such damage was caused to facilitate the extortion.".

SEC. 206. CONSPIRACY TO COMMIT CYBER-CRIMES.

Section 1030(b) of title 18, United States Code, is amended by inserting "conspires to commit or" after "Whoever".

SEC. 207. USE OF FULL INTERSTATE AND FOREIGN COMMERCE POWER FOR CRIMINAL PENALTIES.

Section 1030(e)(2)(B) of title 18, United States Code, is amended by inserting "or affecting" after "which is used in".

SEC. 208. FORFEITURE FOR SECTION 1030 VIOLATIONS.

Section 1030 of title 18, United States Code, is amended by adding at the end the following:

"(i)(1) The court, in imposing sentence on any person convicted of a violation of this section, or convicted of conspiracy to violate this section, shall order, in addition to any other sentence imposed and irrespective of any provision of State law, that such person forfeit to the United States—

"(A) such person's interest in any personal property that was used or intended to be used to commit or to facilitate the commission of such violation; and

"(B) any property, real or personal, constituting or derived from, any proceeds that such person obtained, directly or indirectly, as a result of such violation.

"(2) The criminal forfeiture of property under this subsection, any seizure and disposition thereof, and any judicial proceeding in relation thereto, shall be governed by the provisions of section 413 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 853), except subsection (d) of that section.

"(j) For purposes of subsection (i), the following shall be subject to forfeiture to the United States and no property right shall exist in them:

"(1) Any personal property used or intended to be used to commit or to facilitate the commission of any violation of this section, or a conspiracy to violate this section.

"(2) Any property, real or personal, which constitutes or is derived from proceeds traceable to any violation of this section, or a conspiracy to violate this section."

SEC. 209. DIRECTIVE TO UNITED STATES SENTENCING COMMISSION.

(a) **DIRECTIVE.**—Pursuant to its authority under section 994(p) of title 28, United States Code, and in accordance with this section, the United States Sentencing Commission shall review its guidelines and policy statements applicable to persons convicted of offenses under sections 1028, 1028A, 1030, 2511, and 2701 of title 18, United States Code, and any other relevant provisions of law, in order to reflect the intent of Congress that such penalties be increased in comparison to those currently provided by such guidelines and policy statements.

(b) **REQUIREMENTS.**—In determining its guidelines and policy statements on the appropriate sentence for the crimes enumerated in subsection (a), the United States Sentencing Commission shall consider the extent to which the guidelines and policy statements may or may not account for the following factors in order to create an effective deterrent to computer crime and the theft or misuse of personally identifiable data:

(1) The level of sophistication and planning involved in such offense.

(2) Whether such offense was committed for purpose of commercial advantage or private financial benefit.

(3) The potential and actual loss resulting from the offense including—

(A) the value of information obtained from a protected computer, regardless of whether the owner was deprived of use of the information; and

(B) where the information obtained constitutes a trade secret or other proprietary information, the cost the victim incurred developing or compiling the information.

(4) Whether the defendant acted with intent to cause either physical or property harm in committing the offense.

(5) The extent to which the offense violated the privacy rights of individuals.

(6) The effect of the offense upon the operations of an agency of the United States Government, or of a State or local government.

(7) Whether the offense involved a computer used by the United States Government, a State, or a local government in furtherance of national defense, national security, or the administration of justice.

(8) Whether the offense was intended to, or had the effect of, significantly interfering with or disrupting a critical infrastructure.

(9) Whether the offense was intended to, or had the effect of, creating a threat to public health or safety, causing injury to any person, or causing death.

(10) Whether the defendant purposefully involved a juvenile in the commission of the offense.

(11) Whether the defendant's intent to cause damage or intent to obtain personal information should be disaggregated and considered separately from the other factors set forth in USSG 2B1.1(b)(14).

(12) Whether the term "victim" as used in USSG 2B1.1, should include individuals whose privacy was violated as a result of the offense in addition to individuals who suffered monetary harm as a result of the offense.

(13) Whether the defendant disclosed personal information obtained during the commission of the offense.

(c) **ADDITIONAL REQUIREMENTS.**—In carrying out this section, the United States Sentencing Commission shall—

(1) assure reasonable consistency with other relevant directives and with other sentencing guidelines;

(2) account for any additional aggravating or mitigating circumstances that might justify exceptions to the generally applicable sentencing ranges;

(3) make any conforming changes to the sentencing guidelines; and

(4) assure that the guidelines adequately meet the purposes of sentencing as set forth in section 3553(a)(2) of title 18, United States Code.

THE SPEAKER pro tempore. Pursuant to the rule, the gentleman from Virginia (Mr. SCOTT) and the gentleman from California (Mr. ISSA) each will control 20 minutes.

GENERAL LEAVE

Mr. SCOTT of Virginia. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks and to include extraneous material on the bill under consideration.

THE SPEAKER pro tempore. Is there objection to the request of the gentleman from Virginia?

There was no objection.

Mr. SCOTT of Virginia. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, this bill is being returned to us from the Senate with an additional title added. The House of Representatives passed the Former Vice President Protection Act of 2008 under suspension of the rules in June, as a much-needed permanent solution to reauthorize the protection of former Vice Presidents and their families.

As amended by the Senate, the bill now also includes a new title addressing the problem of cybercrime. These additional provisions provide needed tools to law enforcement to address the growing and evolving crime of identity theft, as well as other types of cybercrimes in several critical aspects.

First, the bill allows victims of identity theft to seek restitution in Federal court for the loss of time and money spent restoring their credit and remedying the harm caused by this crime. This helps ensure that identity-theft victims will be made whole financially.

Second, the bill updates criminal laws with respect to identity theft schemes so that they reflect current technologies, and can therefore better respond to the sophisticated aspects of these crimes. For example, to address the increasing number of computer hacking crimes that involve computers that may be located within the same State, the bill removes the current proof requirement that a computer's information must be stolen through an interstate or international communication. The fact that you are using Internet will still satisfy the interstate commerce requirements of the Constitution.

In addition, the bill addresses the increasing number of attacks on multiple computers by making it a felony to employ spyware to damage 10 or more computers. The new tools provided in this bill should be of significant help to law enforcement in providing a more effective deterrent against identity theft and other computer crimes.

Mr. Speaker, I urge my colleagues to support this legislation, to agree to the amendment, and I reserve the balance of my time.

Mr. ISSA. Mr. Speaker, I join with my colleague in strong support of H.R. 5938, the Former Vice President Protection Act of 2008.

As my colleague said so rightfully, it is appropriate that we grant to former Vice Presidents, their spouses and children a period of time in transition of protection by the Secret Service.

For the past 30 years, it has been a common practice for former Vice Presidents to receive protections on a temporary basis, via joint resolution of Congress. This act seeks to make that, appropriately, permanent, and I join with my colleague.

Mr. Speaker, I reserve the balance of my time.

Mr. SCOTT of Virginia. Mr. Speaker, I reserve the balance of my time.

Mr. ISSA. Mr. Speaker, I yield such time as he may consume to the gentleman from Florida (Mr. MICA).

Mr. MICA. Mr. Speaker and my colleagues, I don't rise in opposition to the Former Vice President Protection Act; I appreciate the work that has been done by the committee on this measure. I don't come here to deride any of their efforts. It's legislation that we probably need to pass.

But I do have to say that I just returned from my district in Florida that extends all the way from the suburbs of Orlando to Jacksonville city limits and has the suburbs on the south of Jacksonville through six counties, 32 cities. I spent a wonderful weekend with my constituents, more than a dozen meetings, probably saw more than 1,000

folks this past weekend, enjoyed being home, Florida sun, actually, just a beautiful weekend.

But I have to tell you, my colleagues, from one end of my district, and my house is just within a few blocks of the southern border, all the way to the Jacksonville city limits, traveling through most of those six counties, not one person came to me and said, Mr. MICA, go back to Washington, pass the Vice Presidential Protection Act. But I will tell you that everywhere I went there was one thing on people's mind, and that's the cost of energy.

With the storms, our heart-felt thoughts and prayers go to the people of Texas and all the area that was hit along the coast and up through the heartland of America this past few days. Another natural disaster, my area was hit some time ago by three hurricanes. We have had tornadoes, and we have had floods. We all have to deal with those.

From that hurricane that we saw hit the coast, that had immediate impact in that we had, unfortunately, some price adjustments, some price gouging by people taking advantage of the situation with just the slight turnoff of the refineries and delay and production of energy.

As I traveled up and down my district, some of the gas stations closed early. Many of them had plastic bags over the lower cost grade of fuel. People were concerned about energy.

I am not talking about people, and I have some very wealthy people on the south end in the suburbs and in the north end, that don't have to worry about \$4 and \$5 fuel costs per gallon. I am talking about working men and women, single parents, people struggling, retirees that are trying to pay their bills.

Again, none of them talked to me about passing a vice presidential protection act, but they said, Congressman MICA, go back to Washington, and whether the cameras and lights are on, and whether the gallery is full or empty, whether the press is here, or whatever the subject, you bring, as our elected representative to the people's House, the House of Representatives, our concern that we want our government, our Congress, our House of Representatives and the United States Senate to act to pass a comprehensive energy plan.

Now, they get it out there. They understand that Congress has that responsibility, and it has the ability to do that.

Now, I served as a leader of the Transportation Committee, and let me tell you how quickly this place can work if it wants to. I have agreed with Mr. OBERSTAR, my Democrat counterpart. He is the Chair of the Transportation Committee; I am the Republican leader. I agreed on a Friday to introduce legislation which we agreed to, again, on a Friday. On a Monday, we introduced it in the House. On a Tuesday, we passed it through the House of

Representatives. On a Wednesday we passed it through the United States Senate. On a Thursday night at 7 o'clock, the President signed it into law.

After 9/11 we came together in a national emergency. Now, we didn't have a terrorist hit, but we had a national emergency. Our people are hurting, people are hurting. It's the folks that the other side of the aisle claim to be trying to be the advocates for, and they have been standing in the way.

I have been around this place for more than two decades. I come from the most bipartisan family since 1889 to serve in the House of Representatives. I have never seen the House closed or Members denied the opportunity to discuss in a time of national crisis, and we have a crisis on our hands. Energy is not only affecting the price of gas, if you haven't been to the supermarket lately, my friends in the House, anyone who is in elected office who may not get to the supermarket, I advise you to get to the supermarket and see the sticker shock that the same folks are seeing, exorbitant prices at the fuel pump people are paying for average goods just to try to keep food on their table.

So we have a crisis. I have never seen a time when we weren't even allowed to bring an issue that would deal with a crisis, and here we know need a comprehensive approach. It's not just drilling, although I have a record way back to my days on the floor of the legislature of promoting responsible exploration, development of our domestic resources.

Sometimes it was a pretty lonely caucus that I belonged to. I was the only member from the Florida delegation, Democrat or Republican, to support us keeping energy independent in a responsible manner. Maybe I was ahead of my time, but I didn't want us to become dependent on foreign energy. That's where we are right now.

They have got us right where they want us. When you have a natural disaster, like we had this weekend, it drives speculation. It drives the cost up. It drove the availability up, because there is nothing like driving to a gas station and seeing a plastic bag over all of the pumps and no fuel available.

I am disappointed. Again, I don't want to detract, what this committee is doing is a responsible act, but no one asked me to come here to pass a Vice Presidential protection act. But I am telling you, they told me to come back to Washington to, to stay in Washington, to work in Washington, and, in a bipartisan fashion, to pass all of the above.

They get it, it's drilling, and we are not talking about the politics of drilling, and I have seen the politics of drilling in my own State of Florida for years. That was bad politics, and it got us in this bad situation.

What we need to do with extracting oil or gas or natural resources from off

our shores is use the latest technology and base our exploration and development on sound science and good practices that do not harm the environment. Don't tell me you can't do it, you can do it. We can do it. We can extract it.

Why should we be dependent on the Mid East, Nigeria, Venezuela, and other foreign sources of energy? Folks, it doesn't make sense.

But you know what? The American people got it. They have been busy out there. They are trying to raise a family. They are trying to put food on the table. They are trying to send their kids to school. They are struggling to keep their jobs in a depressed market right now, and all they want is a little help from the people they sent here to do their job.

They get it about drilling. They get it about alternative sources. You know, just drilling isn't going to do it, and just developing our resources, which we can do, and we can do it in an expedited fashion. But they know the long-term fix is to get off that, to have alternative fuels.

I submit that the proposal by the Republicans, the American Energy Act, does just that. It's all of the above. Somehow we have gotten it.

Now we can't afford a sham in coming forward, and you know, some people are looking for political cover. They have an election around the corner. We have got to have a vote on something to make it look like we are doing something. But that does not solve the problem.

I plead, on behalf of those people that I saw this weekend in the Seventh Congressional District, to do something meaningful, to do a comprehensive energy act. It will start to solve some of our problems.

We can start becoming energy independent. We can lower the price of fuel and food that people depend on to feed their families. Then we can start building this economy again. The great opportunity that I have had in the last year and a half, leading the Transportation Committee, is not just see the projects and things going on in my district, but see the magnificence of this country from sea to shining sea.

This is an incredible country, and there isn't any challenge that we have never been able to undertake and also win at. We are creative people. We can do it.

All those people out there that are working so hard, sending their money here, relying on us to do something, to be their representative in this governing body that has so much say, let's just do our job. Put the politics aside, put November aside, put these people forward. That's all they are asking is for us to do our job.

□ 1645

So I stayed here when the lights went out last week until I had the opportunity to speak, and C-SPAN was turned off and the Speaker had left and

the place was closed down. I came back early today to tell you that they did not ask me, not one of them, to pass the Former Vice President Protection Act, but they did ask me, please do something about our energy, Mr. MICA. You are our Representative. Go back there and tell them that we need their help to get the economy going, to get this situation under control so we can give a great opportunity to our children, to our hopes and dreams for this great country.

I know we can do it. I know we can do it. Our predecessors have done it. I don't know why we are not doing it.

I thank the gentleman for yielding.

Mr. SCOTT of Virginia. I reserve the balance of my time to close.

Mr. ISSA. Mr. Speaker, I yield myself the balance of my time.

Mr. Speaker, I say this in a bipartisan way, that in fact this body, and I know we are not allowed to talk about the other body, the Senate, and so I will only talk in terms of this bill.

Mr. Speaker, this bill came back with a very good piece of legislation attached to a very good piece of legislation; but it came back based on a fundamental problem between the two bodies, and I thought it appropriate to speak on it.

There is no germaneness to the second half of this bill. This is simply the Senate's ability under their rules to take something that is not germane and attach it. I wouldn't have a problem with that except under our rules, Mr. Speaker, even if we are in fact doing an immigration bill in committee, as we were last week, even if that immigration bill deals with the allocation of who gets to come into this country temporarily and permanently, if the bill only deals with one sub, sub-portion of a statute, that is all we are allowed to consider. That is wrong, Mr. Speaker.

And so I address you on behalf of the inequity between something completely unrelated being attached to a bill and voted out of this body. Both of these pieces of legislation are bipartisan. But if we cannot in fact even consider like information if it is ever so slightly outside of the definition of germaneness, and then we have to accept whole pieces of legislation never voted on because they were attached by the Senate, this body needs fundamental reform as to what our rules of germaneness are.

Mr. Speaker, I yield back the balance of my time.

Mr. SCOTT of Virginia. Mr. Speaker, this bill will allow the protection of former Vice Presidents, and as the gentleman from California has indicated, the Senate under their rules, not our rules, has added another provision, an important provision, that apparently there is no controversy on addressing the problem of cyber crime. I would hope that we would accept the Senate amendment and pass the bill.

Ms. JACKSON LEE of Texas. Mr. Speaker, I rise today in strong support of H.R. 5938, the

"Former Vice President Protection Act of 2008." I would like to thank the Chair of the Judiciary Committee, Congressman CONYERS, for introducing this bill and for providing leadership on this important issue.

The former vice presidents of the United States have brought to that office significant public service experience, including as members of Congress or state governors. Some came to their role as president of the Senate already familiar with the body, having served as U.S. senators. Several vice presidents later returned to serve again in the Senate, among them former President Andrew Johnson. Two vice presidents, George Clinton and John C. Calhoun, held the office under two different presidents.

Of the fourteen vice presidents who fulfilled their ambition by achieving the presidency, eight succeeded to the office on the death of a president, and four of these were later elected president. Two vice presidents, Hannibal Hamlin and Henry Wallace, were dropped from the ticket after their first term, only to see their successors become president months after taking office, when the assassination of Abraham Lincoln made Andrew Johnson president and the death of Franklin D. Roosevelt raised Harry Truman to the presidency. Similarly, when Spiro Agnew resigned, he was replaced under the Twenty-fifth Amendment by Gerald R. Ford, who became president when Richard M. Nixon resigned less than a year later.

The vice presidency was generally held by men of mature years, with most of them in their fifties or sixties when they took office. The youngest, John C. Breckinridge of Kentucky, was thirty-six at the beginning of his term. At seventy-two, Alben Barkley, another Kentuckian, was the oldest when his term began.

Because I recognize the importance of the vice presidency and the pivotal role it plays in American politics, I believe that tribute, respect, honor, and protection should be afforded to the person, and the family, that has obtained this position. I am proud to support this legislation.

Specifically, Title 18 U.S.C. provides former Presidents and their spouses protection by the United States Secret Service after leaving office but provides no such protection for former Vice Presidents and their families. H.R. 5938, authorizes the United States Secret Service to protect the former Vice President of the United States, his/her spouse, and his/her children under the age of 17 for not more than six months after the Vice President leaves office. The bill would also allow protection to continue should circumstances warrant extension.

After the assassination of President William McKinley in 1901, Congress informally requested Secret Service presidential protection. A year later, the Secret Service assumed full-time responsibility for protection of the President. Today, the Secret Service, which is under the Department of Homeland Security, is tasked with protecting the President of the United States and spouse and children under 17 years old for up to ten years after serving in office. The Secret Service also provides protection for the widow(er) of the President and it provides protection for foreign heads of state and accompanying spouse when they visit the United States.

To date, four presidents have been assassinated, and there have been approximately

twelve other assassination attempts on U.S. presidents. Under current law, because of the prestige of the office of President, current and former Presidents are protected by the Secret Service. Former Vice Presidents have not received any protection from the Secret Service after the vice president's term in office had expired. This legislation would ensure that Vice Presidents get protection for as long as necessary. Thus, the legislation ensures the safety and well-being of the Vice President, spouse, and children under 17 years of age. This bill recognizes the important role of the office of Vice President. It is a powerful role with important responsibilities. This bill makes an important statement regarding our appreciation, commitment, and respect to the second most powerful position in this, our great country.

I think this bill makes sense. It is reasonable in its scope and its terms. I am proud to support this bill and I urge my colleagues to do likewise.

Mr. SCOTT of Virginia. I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Virginia (Mr. SCOTT) that the House suspend the rules and concur in the Senate amendments to the bill, H.R. 5938.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. ISSA. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

The point of no quorum is considered withdrawn.

NATIONAL SILVER ALERT ACT

Mr. SCOTT of Virginia. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 6064) to encourage, enhance, and integrate Silver Alert plans throughout the United States, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 6064

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I—SILVER ALERT COMMUNICATIONS NETWORK

SECTION 101. SHORT TITLE.

This title may be cited as the "National Silver Alert Act".

SEC. 102. DEFINITIONS.

For purposes of this title:

(1) *STATE*.—The term "State" means each of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands.

(2) *MISSING SENIOR*.—The term "missing senior" refers to any individual who—

(A) is reported to, or identified by, a law enforcement agency as a missing person; and

(B) meets the requirements to be designated as a missing senior, as determined by the State in