

invest in high-quality education in order to strengthen our Nation's economic vitality, it is important that we recognize and replicate the successes of schools such as Teach Elementary.

Our students are our Nation's greatest resource, and it's our responsibility to provide them with high-quality schools that put them on a solid path towards success.

San Luis Obispo, California, is truly fortunate to have a remarkable school such as Teach Elementary.

#### OPPOSE ANTI-IMMIGRATION BILL

(Mrs. DAVIS of California asked and was given permission to address the House for 1 minute.)

Mrs. DAVIS of California. Mr. Speaker, I rise to oppose the anti-immigration bill brought before us today.

The supporters of this legislation would have you believe that immigration is a zero sum game—that for every door you open for one person you have to close it on another. That's what this bill aims to do by increasing the number of visas for STEM graduates while eliminating them from the Diversity Visa Program. This troubling precedent of creating visa offsets will foreclose the promise of the American Dream for countless immigrants.

Our country remains the beacon of opportunity and freedom. For many, the only path to getting here is through the diversity program. People like Yulia, who is a constituent of mine, that lucky draw in the lottery was her best hope for coming to America from Kazakhstan.

It is irresponsible, Mr. Speaker, to hold the much-needed—and I would say we need it—STEM visa bill hostage just to dismantle a program that has helped new Americans like Yulia. It's bad policy, and I urge my colleagues to reject the bill.

#### BUDGET CRISES

(Mr. MORAN asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. MORAN. Mr. Speaker, the consequences of jumping off this so-called "fiscal cliff" are serious but avoidable if the sacrifice is shared. My concern is that the domestic discretionary accounts don't seem to have a seat at the negotiating table. If you don't have a seat at the table, you're far more likely to be on the menu.

Domestic discretionary funding is already projected to fall to historically low levels at less than 3 percent of GDP. This is less than what existed during the Eisenhower administration when our population was much smaller and much younger. These are the programs that are the most critical to the future of our country. They fund our roads and rails and ports, they support the most important scientific research in health and technology and are necessary to educate, feed, and house our

most vulnerable children and families. Yet they are the ones most likely to be targeted for budget savings. If we allow that to happen, we'll condemn 16 million children to living their lives on the margins of our economy rather than providing them with the means necessary to escape the cycle of poverty as adults.

A Nation such as ours cannot meet the challenges of the 21st century without making the necessary investments in our human and our physical infrastructure and in cutting-edge basic research in health and technology. We shouldn't further diminish our future in order to get ourselves through this artificially created budget crisis.

□ 1220

#### WORLD AIDS DAY

(Ms. SCHAKOWSKY asked and was given permission to address the House for 1 minute.)

Ms. SCHAKOWSKY. Today, World AIDS Day, provides the opportunity to celebrate the gains made in the prevention and treatment of HIV/AIDS.

People living with HIV can now experience long and productive lives. Advancements in prevention have led to a turning point—the possibility, as Secretary Clinton said—of an AIDS-free generation.

However, cuts in funding to international and domestic programs could very well turn back the clock. We must take action now to avoid the looming threat to more than 1 million Americans, including more than 4,000 in my own district in Illinois who are living with HIV/AIDS. They cannot afford the \$538 million in sequestration cuts that would affect our HIV/AIDS programs; 15,708 people cannot afford to lose access to crucial lifesaving drugs. So let's stop these cuts and move forward towards an end to this epidemic.

#### WORLD AIDS DAY 2012

(Ms. LEE of California asked and was given permission to address the House for 1 minute.)

Ms. LEE of California. Mr. Speaker, December 1 is World AIDS Day, although every day is World AIDS Day for the millions battling this epidemic on the front lines. It's an important time, though, to reflect upon our loved ones lost, to celebrate the progress we are making, and to recommit ourselves to achieving an AIDS-free generation for all.

As this Congress comes to an end and a new one begins in January, we have been given the extraordinary opportunity to leave an astonishing legacy. Our understanding of the spread of HIV has changed dramatically in recent years. Armed with the National AIDS Strategy, the Affordable Care Act, and the ongoing progress of PEPFAR and the Global Fund, we are closer than ever to stamping HIV and AIDS off the face of the Earth.

But while we have made tremendous progress, we must not lose sight of the long road ahead. In my own district, for example, in Alameda County, we declared a state of emergency in 1998. My phenomenal local activists and providers have done a great job with minimal resources to end the state of emergency; but like all communities, we need more resources and not budget cuts. We have the tools we need. We just need the political will and investments to make the end of AIDS the legacy of our generation.

#### IN RECOGNITION OF WORLD AIDS DAY

(Mr. PAYNE asked and was given permission to address the House for 1 minute.)

Mr. PAYNE. Mr. Speaker, I join my colleagues today in recognizing World AIDS Day. While great progress has been achieved nationally and globally, our fight against HIV/AIDS should only grow stronger. Globally, 6.8 million people are eligible for HIV treatment but don't have access. In the U.S., accessibility of treatment has significantly increased, but the rate of new HIV infections has only stabilized.

So today, in recognition of World AIDS Day, I come first to remember the lives of the affected in my district, the country, and the world but also to reaffirm my commitment, on their behalf, to stand with those who have relentlessly forged progress, including my late predecessor and father, Donald M. Payne.

Today, I stand with the Nation and the world in international solidarity, committed to the fight against HIV/AIDS and "Getting to Zero."

#### EQUAL RECOGNITION FOR DC AND THE TERRITORIES

(Ms. NORTON asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Ms. NORTON. Mr. Speaker, I come to the floor to thank the House for recognizing that all veterans and members of the military must be recognized equally, not only some of them; and I have asked the Senate to do the same.

Imagine you are a parent. You go to a military ceremony, for example, the graduation from Navy boot camp. Applause comes with each graduate as his or her name is called, and the flag of the home State is raised. But your flag is not raised. Why? Because your son is from the District of Columbia or one of the Territories.

The House defense authorization bill recognizes the injustice of the discrimination against any of our veterans or members of the military. The Senate bill does not. We ask that the Senate follow the lead of the House.

In our country, no American—and especially no veteran or member of the military—is more equal than any other. If the military flies the flags, then fly them all.

PROVIDING FOR CONSIDERATION  
OF H.R. 6429, STEM JOBS ACT OF  
2012

Mr. NUGENT. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 821 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 821

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 6429) to amend the Immigration and Nationality Act to promote innovation, investment, and research in the United States, to eliminate the diversity immigrant program, and for other purposes. All points of order against consideration of the bill are waived. An amendment in the nature of a substitute consisting of the text of Rules Committee Print 112-34, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions in the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, and on any amendment thereto to final passage without intervening motion except: (1) 90 minutes of debate equally divided and controlled by the chair and ranking minority member of the Committee on the Judiciary; and (2) one motion to recommit with or without instructions.

SEC. 2. It shall be in order at any time on the legislative day of December 6, 2012, for the Speaker to entertain motions that the House suspend the rules as though under clause 1 of rule XV.

The SPEAKER pro tempore. The gentleman from Florida is recognized for 1 hour.

Mr. NUGENT. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Colorado (Mr. POLIS), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

GENERAL LEAVE

Mr. NUGENT. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks.

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

There was no objection.

Mr. NUGENT. Mr. Speaker, I rise today in support of this rule, which will allow the House of Representatives to consider H.R. 6429, the STEM Jobs Act of 2012.

As I am sure my colleague from Colorado will point out, H. Res. 821 is a closed rule. The fact is that like Mr. POLIS, I prefer an open-amendment process. Open rules let us come together on both sides of the aisle and contribute ideas to help make a bill better.

Today's rule will be closed, but that's because the crafting of the STEM Jobs Act has been in a collaborative process for the last few months. Chairman SMITH, the author of this legislation, has already worked with his committee, Republicans, Democrats, and

even the Senate to come up with a bill that, hopefully, everybody could support.

Unfortunately, we've since been informed that our colleagues on the other side of the aisle and in the other Chamber are looking to play politics with the STEM Jobs Act. However, that doesn't change the fact that Chairman SMITH worked diligently to make sure this legislation was filled with bipartisan ideas.

The STEM Jobs Act would eliminate the flawed Diversity Lottery Green Card program and reallocate up to 55,000 green cards a year to new green card programs for foreign graduates of U.S. universities with advanced STEM degrees.

According to a study by the National Science Foundation and the National Center for Science and Engineering Statistics, in 1990 about 91,000 full-time foreign graduate students were studying in STEM fields in the United States. That number had jumped to almost 149,000 by 2009. It was 149,000 in 2009. However, the vast majority of these highly skilled, highly educated innovators are leaving the United States where they once received their education.

We're training hundreds of thousands of highly skilled engineers, technicians, and scientists at American universities and then sending them back home to compete against us in other countries.

□ 1230

They aren't moving to other countries because they want to leave the United States. They're moving because the immigration system forces them out.

Currently, we only select 5 percent of our Nation's legal immigrants based on skills and education they bring to America. So the vast majority of foreign students who come to America for advanced degrees and get their education find themselves on a years-long green card waiting list and give up on the idea of staying here in the United States.

When they leave our country, they take with them all their training and all of their potential to go work for America's business competitors in Canada, Europe, and Asia. The exodus of U.S.-trained STEM professionals has been referred to as reverse brain drain.

The STEM Act of 2012 would reverse this trend. It would establish a program to prioritize green cards for immigrants with graduate-level degrees in the STEM fields. To offset the number of green cards that would be given to the STEM Visa program, the bill would eliminate the diversity lottery green card program, a program that has been repeatedly highlighted as a threat to our national security.

The result is that there would be no net increase in the number of green cards we give out as a Nation. The difference is that we will get immigrants who have the training and the skills

that we need to keep American businesses competitive in a globalized and increasingly technical age. In the process, we will eliminate a visa lottery system that's rife with fraud and abuse and the State Department stated contains significant threats to our national security.

In the Rules Committee meeting last night, some opponents to H.R. 6429 said that fraud and security concerns are old problems and that they've been fixed. My colleagues were right in that these are old problems, but the State Department inspector general report published in 2003 listed the widespread abuse in the diversity lottery visa program. The inspector general pointed to identity fraud, forged documents, and national security threats. That's their words.

However, my colleagues were absolutely wrong to say that the problems have been fixed. In fact, just 2 months ago, the GAO released a study discussing the ways the State Department could reduce fraud in our immigration system, and it highlighted the diversity lottery program. Moreover, the STEM Jobs Act does this without putting American jobs at risk.

This legislation includes provisions that would require the petitioning of an employer to submit a job order to the appropriate State workforce agency. The job opening would then be posted in the agency's official Web site in an effort to publicize available jobs for Americans.

In addition to reforming the green card process for foreign students with advanced STEM degrees, H.R. 6429 also includes provisions that would help reunite families waiting on the immigration process. As it currently stands, family green cards can take 6 or 7 years to process and be approved. During these long years, families are separated. A spouse or parent can be living as a permanent resident in the United States while their loved ones wait back home hoping to be reunited somewhere down the line. This pro-family legislation would help reduce the time these families need to spend apart without speeding up or preempting the actual green card process.

Provisions contained within the STEM Jobs Act would expand the V nonimmigrant visa program to allow spouses and minor children of permanent U.S. residents to come to the United States to live with their loved ones once they have spent 1 year on the green card waiting list. The bill expressly states that these folks would not be allowed to work, taking jobs away from American citizens, nor would they inherently be entitled to any government welfare programs because of the V visa in and of itself.

Similarly, the expanded V visa program won't speed up or expedite the green card process in any way. All it does is this: It ensures that families don't have to live separately and in uncertainty as to when they can be reunited at an unknown time down the line. It brings families back together.