

billion backlog for critical equipment in our transit systems. These could be jobs—Made in America jobs.

But we need to work together. Transportation is not, never has been, and should not be a partisan issue. By trying to make it partisan, they've stalled and failed. It's time to go back to the drawing board and put together a bill that's good for America. We don't have to have partisan politics on every issue, and transportation investment should not be one of those.

#### PAYING TRIBUTE TO DR. LAWRENCE NEWMAN

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

Mr. CALVERT. Mr. Speaker, I rise today to pay tribute to Dr. Lawrence Newman, a beloved educator, writer, and deaf advocate who passed away on July 4, 2011.

In 1953, Lawrence joined the faculty of the California School for the Deaf in Riverside. He distinguished himself as a talented and devoted teacher, becoming the first deaf person to be awarded the California Teacher of the Year Award in 1968.

Lawrence's contributions extend far beyond the classroom. As two-term president of the National Association of the Deaf, Lawrence was a tireless public advocate for deaf students, raising awareness of their unique needs and fighting for reforms in the law to support residential schools. He also fought for change from within the deaf community, encouraging sign language and total communication.

Perhaps Lawrence's most important role, however, was that of father of five and husband to Betty, his wife of 61 years. He is missed and will always be remembered for his contributions to the deaf community.

#### RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until approximately 4 p.m. today.

Accordingly (at 2 o'clock and 14 minutes p.m.), the House stood in recess.

□ 1600

#### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. POE of Texas) at 4 p.m.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote incurs objection under clause 6 of rule XX.

Record votes on postponed questions will be taken after 6:30 p.m. today.

#### FEDERAL RESTRICTED BUILDINGS AND GROUNDS IMPROVEMENT ACT OF 2011

Mr. SMITH of Texas. Mr. Speaker, I move to suspend the rules and concur in the Senate amendment to the bill (H.R. 347) to correct and simplify the drafting of section 1752 (relating to restricted buildings or grounds) of title 18, United States Code.

The Clerk read the title of the bill.

The text of the Senate amendment is as follows:

Senate amendment:

Strike out all after the enacting clause and insert:

#### SECTION 1. SHORT TITLE.

*This Act may be cited as the "Federal Restricted Buildings and Grounds Improvement Act of 2011".*

#### SEC. 2. RESTRICTED BUILDING OR GROUNDS.

*Section 1752 of title 18, United States Code, is amended to read as follows:*

#### "§ 1752. Restricted building or grounds

*"(a) Whoever—*

*"(1) knowingly enters or remains in any restricted building or grounds without lawful authority to do so;*

*"(2) knowingly, and with intent to impede or disrupt the orderly conduct of Government business or official functions, engages in disorderly or disruptive conduct in, or within such proximity to, any restricted building or grounds when, or so that, such conduct, in fact, impedes or disrupts the orderly conduct of Government business or official functions;*

*"(3) knowingly, and with the intent to impede or disrupt the orderly conduct of Government business or official functions, obstructs or impedes ingress or egress to or from any restricted building or grounds; or*

*"(4) knowingly engages in any act of physical violence against any person or property in any restricted building or grounds;*

*or attempts or conspires to do so, shall be punished as provided in subsection (b).*

*"(b) The punishment for a violation of subsection (a) is—*

*"(1) a fine under this title or imprisonment for not more than 10 years, or both, if—*

*"(A) the person, during and in relation to the offense, uses or carries a deadly or dangerous weapon or firearm; or*

*"(B) the offense results in significant bodily injury as defined by section 2118(e)(3); and*

*"(2) a fine under this title or imprisonment for not more than one year, or both, in any other case.*

*"(c) In this section—*

*"(1) the term 'restricted buildings or grounds' means any posted, cordoned off, or otherwise restricted area—*

*"(A) of the White House or its grounds, or the Vice President's official residence or its grounds;*

*"(B) of a building or grounds where the President or other person protected by the Secret Service is or will be temporarily visiting; or*

*"(C) of a building or grounds so restricted in conjunction with an event designated as a special event of national significance; and*

*"(2) the term 'other person protected by the Secret Service' means any person whom the United States Secret Service is authorized to protect under section 3056 of this title or by Presidential memorandum, when such person has not declined such protection."*

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Texas (Mr. SMITH) and the gentleman

from Georgia (Mr. JOHNSON) each will control 20 minutes.

The Chair recognizes the gentleman from Texas.

#### GENERAL LEAVE

Mr. SMITH of Texas. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous materials on the Senate amendment to H.R. 347, currently under consideration.

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

There was no objection.

Mr. SMITH of Texas. Mr. Speaker, I yield myself such time as I may consume.

H.R. 347, the Federal Restricted Buildings and Grounds Improvement Act of 2011, introduced by Congressman TOM ROONEY, makes commonsense improvements to an existing Federal law that prohibits unlawful access to the White House, the Vice President's residence, and other restricted areas.

Current law prohibits unlawful entries upon any restricted building or ground where the President, Vice President, or other protectee is temporarily visiting. However, there is no Federal law that expressly prohibits unlawful entry to the White House and its grounds or the Vice President's residence and its grounds. The United States Secret Service must therefore rely upon a provision in the District of Columbia Code, which addresses only minor misdemeanor infractions when someone attempts to or successfully climbs the White House fence or, worse, breaches the White House, itself.

H.R. 347 remedies this problem. It specifically includes the White House, the Vice President's residence, and their respective grounds in the definition of restricted buildings and grounds. The bill also clarifies that the penalties in section 1752 of title 18 apply to those who knowingly enter or remain in any restricted building or grounds without lawful authority to do so. Current law does not include this important element.

The House passed this bill 1 year ago by a vote of 399-3. Earlier this month, the Senate passed the bill by unanimous consent. The Senate also clarified that the revised law applies to individuals the Secret Service is required to protect by statute or by Presidential memorandum.

H.R. 347 ensures that the President, the First Family, the Vice President, and others are protected whether they are in the White House or attending an event in a convention center or meeting hall.

I commend my colleague from Florida (Mr. ROONEY) for sponsoring this legislation, which enjoys overwhelming bipartisan and bicameral support.

I urge my colleagues to support this bill, and I reserve the balance of my time.

Mr. JOHNSON of Georgia. Mr. Speaker, I yield myself such time as I may consume.

I support H.R. 347, as amended by the Senate, which will assist the Secret Service in performing its protective duties.

The bill before us today will help the Secret Service carry out its role in protecting the President, Vice President, and other dignitaries. Current Federal law prohibits individuals from entering or remaining in areas cordoned off as "restricted" because of protection being provided by the Secret Service.

This bill would simply clarify that the prohibition under the existing statute only applies to those who do not have lawful authority to be in those areas. The bill would also add the White House and Vice President's residence to the definition of restricted areas protected under current law.

The Senate made minor changes to the bill, including expanding the bill's protections to areas in which the Secret Service is protecting a person by the direction of a Presidential memorandum.

I support this amendment. This bill will assist the Secret Service, which did not have this protective function when it was created.

□ 1610

The role of the Secret Service has expanded greatly since it was established in 1865 to fight the counterfeiting of U.S. currency.

The Service became part of the Treasury Department in 1883 and took on many additional investigative responsibilities with respect to safeguarding the payment and financial systems of the United States. It wasn't until 1894 that the Secret Service first started protecting our Presidents; and that protective role with respect to the President, Vice President, and other dignitaries has grown substantially since that time.

The men and women of the Secret Service conduct themselves with valor and professionalism while carrying out the protective function of their agency. They provide protection for a variety of people and events, including the President and national special security events.

The Secret Service has other important functions which also deserve recognition. For example, the investigative role of the Secret Service has expanded greatly from protecting the currency against counterfeiting to investigating a variety of crimes related to this country's financial institutions and credit systems.

I commend the gentleman from Florida, Representative TOM ROONEY, for his work on this bill, and I urge my colleagues to support H.R. 347.

I reserve the balance of my time.

Mr. SMITH of Texas. Mr. Speaker, I yield as much time as he may consume to the gentleman from Florida (Mr. ROONEY), who is a sponsor of this legislation and also a member of the Armed Services and a former member of the Judiciary Committee.

Mr. ROONEY. Mr. Speaker, the protections provided by the United States

Secret Service are vital to assessing security threats and providing a secure environment for our Nation's leaders.

One key aspect of the Service's mission is to secure buildings and grounds where our leaders work and live, including the White House and the Naval Observatory. My bill would explicitly protect these residences of the President and the Vice President from intruders and would clarify current law to distinguish between those who are able to enter the grounds lawfully, like the Secret Service, and those who enter without permission.

This bipartisan bill would improve existing criminal law to ensure that the Secret Service can continue to implement strategies that prevent potentially catastrophic security breaches. I urge my colleagues to join me in supporting this commonsense, bipartisan piece of legislation to protect our Nation's leaders and national security.

I thank Mr. SMITH from Texas for his leadership on this issue, the Judiciary Committee, and Mr. JOHNSON of Georgia.

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

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

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Texas (Mr. SMITH) that the House suspend the rules and concur in the Senate amendment to the bill, H.R. 347.

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. SMITH of Texas. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

## RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until approximately 6:30 p.m. today.

Accordingly (at 4 o'clock and 14 minutes p.m.), the House stood in recess.

□ 1830

## AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. DENHAM) at 6 o'clock and 30 minutes p.m.

## REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 2117, PROTECTING ACADEMIC FREEDOM IN HIGHER EDUCATION ACT

Ms. FOXX, from the Committee on Rules, submitted a privileged report (Rept. No. 112-404) on the resolution (H. Res. 563) providing for consideration of

the bill (H.R. 2117) to prohibit the Department of Education from overreaching into academic affairs and program eligibility under title IV of the Higher Education Act of 1965, which was referred to the House Calendar and ordered to be printed.

## FEDERAL RESTRICTED BUILDINGS AND GROUNDS IMPROVEMENT ACT OF 2011

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the unfinished business is the vote on the motion to suspend the rules and concur in the Senate amendment to the bill (H.R. 347) to correct and simplify the drafting of section 1752 (relating to restricted buildings or grounds) of title 18, United States Code, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Texas (Mr. SMITH) that the House suspend the rules and concur in the Senate amendment.

The vote was taken by electronic device, and there were—yeas 388, nays 3, not voting 42, as follows:

[Roll No. 73]

YEAS—388

Ackerman	Carter	Fincher
Adams	Cassidy	Fitzpatrick
Aderholt	Castor (FL)	Flake
Alexander	Chabot	Fleischmann
Altmire	Chaffetz	Fleming
Andrews	Chandler	Flores
Austria	Chu	Forbes
Baca	Cicilline	Fortenberry
Bachmann	Clarke (MI)	Fox
Bachus	Clyburn	Frank (MA)
Baldwin	Coble	Frelinghuysen
Barletta	Coffman (CO)	Fudge
Barrow	Cohen	Gallegly
Bartlett	Cole	Garamendi
Barton (TX)	Conaway	Gardner
Bass (CA)	Connolly (VA)	Garrett
Bass (NH)	Conyers	Gerlach
Becerra	Cooper	Gibbs
Benishek	Costa	Gibson
Berg	Costello	Gingrey (GA)
Berkley	Courtney	Gohmert
Berman	Cravaack	Gonzalez
Biggart	Crawford	Goodlatte
Bilirakis	Crenshaw	Gosar
Bishop (GA)	Critz	Gowdy
Bishop (NY)	Crowley	Granger
Bishop (UT)	Cuellar	Graves (GA)
Black	Cummings	Graves (MO)
Blackburn	Davis (CA)	Green, Al
Blumenauer	Davis (IL)	Green, Gene
Bonamici	Davis (KY)	Griffin (AR)
Bonner	DeFazio	Griffith (VA)
Bono Mack	DeGette	Grimm
Boren	DeLauro	Guinta
Boswell	Denham	Guthrie
Boustany	Dent	Hahn
Brady (PA)	DesJarlais	Hall
Brady (TX)	Deutch	Hanabusa
Braley (IA)	Diaz-Balart	Hanna
Brooks	Dicks	Harper
Buchanan	Doggett	Harris
Bucshon	Dold	Hartzler
Buerkle	Donnelly (IN)	Hastings (FL)
Burgess	Doyle	Hastings (WA)
Burton (IN)	Dreier	Hayworth
Butterfield	Duffy	Heck
Calvert	Duncan (SC)	Heinrich
Camp	Duncan (TN)	Hensarling
Canseco	Edwards	Herger
Cantor	Ellmers	Herrera Beutler
Capito	Emerson	Higgins
Capps	Engel	Himes
Capuano	Eshoo	Hinchee
Cardoza	Farenthold	Hinojosa
Carney	Farr	Hochul
Carson (IN)	Fattah	Holden