

I have joined 40 Members of Congress in a friend of the court brief filed this week that urges the court of appeals to obey the Constitution and declare the Affordable Care Act taxes unconstitutional because they violate the Origination Clause.

On October 8, 2009, the House of Representatives passed H.R. 3590, the Service Members Home Ownership Tax Act, a six-page bill. H.R. 3590 raised no taxes or revenue of any kind. To the contrary, H.R. 3590 cut taxes for veterans buying homes.

The Senate took H.R. 3590, deleted its substantive provisions and substituted a six-page bill with a 2,074-page bill, commonly referred to as ObamaCare, that raised roughly \$50 billion a year in new taxes, making it one of the largest tax increases in the history of America.

None of these ObamaCare tax increases were in the original House bill. Hence, all of these new tax increases originated in the Senate, not the House, thereby violating the Origination Clause requirement that tax increases originate in the House.

The Origination Clause was subject to significant debate during America's 1787 Constitutional Convention. Massachusetts convention delegate and America's fifth Vice President, Elbridge Gerry, stated that the Origination Clause was "the cornerstone of the accommodation" of the Great Compromise of 1787 that persuaded a majority of the States to ratify the Constitution.

Stated differently, but for the Origination Clause, there would have been no Constitution and no United States as we know it. The Origination Clause was that important.

Virginia Delegate and coauthor of our Bill of Rights, George Mason, explained opposition to Senate tax origination when he declared:

The Senate did not represent the people, but the States in their political character. It was improper, therefore, that it should tax the people. Again, the Senate is not like the House of Representatives chosen frequently and obliged to return frequently among the people. They are chosen by the States for 6 years, will probably settle themselves at the seat of Government, will pursue schemes for their aggrandizement, will be able by wearing out the House of Representatives, and taking advantage of their impatience at the close of a long Session, to extort measures for that purpose.

Mr. Speaker, America's Founding Fathers did not trust the Senate to originate and raise taxes because Senators sat unchallenged for 6 years, the greater part of a decade, and were too insulated and unaccountable for the taxes they forced on American citizens.

Mr. Speaker, no American court in history has ever upheld the constitutionality of taxes under the circumstances presented by ObamaCare. Doing so now would undermine and nullify the letter and spirit of the Origination Clause in a Constitution that has served America so well for so long.

Mr. Speaker, every Federal judge and justice took an oath to defend, protect, and uphold our Constitution. If these judges will put their partisanship and egos aside, if these judges will apply the Constitution as it is written and intended, if these judges will simply honor their oath of office, then ObamaCare will be declared unconstitutional because it violates the Origination Clause, and America's dangerous and failing experiment with socialized medicine will have ended. ObamaCare will be dead, and quality health care for Americans will survive.

HUNGER IN AMERICA

The SPEAKER pro tempore. The Chair recognizes the gentleman from Massachusetts (Mr. McGOVERN) for 5 minutes.

Mr. McGOVERN. Mr. Speaker, last Wednesday, I had the privilege of joining Monte Belmonte, who is a radio host at WRSI in Northampton, Massachusetts, on a 26-mile walk to raise awareness about the issue of hunger and to raise money for the Western Massachusetts Food Bank. It was an incredible experience. My legs are sore, but it was inspiring to be part of that march.

For the entire 26 miles we were joined by a diverse group of people, people like Bill Stapleton, who is the president of the Northampton Cooperative Bank; Andrew Morehouse, who is the director of the Western Massachusetts Food Bank. We were joined by Dan Finn of Pioneer Valley Local First and a fellow named Sean Berry, who runs Four Season Liquor Store in Hadley.

Along the way, various people joined us for part of the march. We met with school groups along the way. We even marched along with a group called Mutton and Mead, who put on a medieval festival every year in western Massachusetts.

And as we marched, people would stop their cars to offer their support and offer some money; but they would also tell us stories about people they knew who are hungry in our community. Young kids in schools, some of them who marched with us, told us stories about how they had seen firsthand hunger. Some of them raised money to support the march.

We also stopped at a place called the Amherst Survival Center. It is a food pantry, a place for low-income people to get clothes, sometimes medical advice, sometimes counseling. And when we stopped there, the director handed me a bunch of plates, paper plates, where people who go to the Amherst Survival Center, and some people who work there, wanted to send a message to me and to Congress.

I want to read some of these plates. This one says:

Try going hungry. Hunger hurts. The pantry provides.

This one is:

I read the news about SNAP and I am afraid my family will go to bed hungry. How is this possible?

Another person wrote:

I think everyone has a right to healthy food, which is why the pantry is so important.

Linda wrote:

Dear Congress, please help us who need the help. I didn't think I would ever be like this.

This person wrote:

No SNAP, no food.

This person wrote:

I work and I am seeking more work. My husband works. It is not enough.

"Dear Congress, access to affordable food is a basic human right," signed by Shelley.

"What's for dinner? Nothing without the pantry," wrote Emily.

Working in the pantry has opened my eyes to see all the wonderful people struggling in the community.

Dear Congress, we need your help. Blessings.

Food stamps help American agriculture.

Hunger and homelessness in America?

I could go on and on and read some of these plates, and the reason why I am doing this is because we are so inundated with facts and figures and statistics that somehow I think we have lost our ability to feel them.

These are real people. These are real people who are struggling, real people who are working with struggling families. They deserve a voice. And one of the things that people are concerned about is Congress making their lives worse.

We are considering a farm bill; and in the House version of the farm bill, there is a \$40 billion cut in SNAP—3.8 million people would lose their benefits. Hundreds of thousands of kids would no longer have access to free breakfast and lunch at school; 170,000 veterans would lose their benefits.

Mr. Speaker, we can do so much better. One of the things we are here for is to help the people like those who go to the Amherst Survival Center. One of the things that we are here for is to respond to the concerns that we heard along the way as I marched with Monte Belmonte and his crew.

You know, it is nice that this march was a success and they raised a lot of money for the Western Massachusetts Food Bank, but it is not enough. These food banks and these food pantries are at capacity. We can't make things worse.

Surely in the richest country in the history of the world we can do better. We can end hunger.

So, Mr. Speaker, I would urge all my colleagues, as we start to consider the farm bill, please do not support a farm bill that makes more people hungry. Let's do the right thing. This is a problem that we can solve.

Again, I want to thank Monte Belmonte and all the people at WRSI and Northampton for their compassion, for their activism, for helping people in need; but we need to be inspired by people like those who marched with me

from Northampton to Greenfield, and we need to do the right thing.

NEGATIVE EFFECTS OF THE IMPLEMENTATION OF OBAMACARE

The SPEAKER pro tempore. The Chair recognizes the gentlewoman from Alabama (Mrs. ROBY) for 5 minutes.

Mrs. ROBY. Mr. Speaker, I rise today to share some of the stories of Alabamians who are being negatively affected by the implementation of the Affordable Care Act.

Over the last several weeks, thousands of health insurance policy holders in Alabama have received notice that their plans have been canceled or altered, and their costs have risen, some quite dramatically. This, despite President Obama's often-repeated and unmistakable promise to the contrary.

He promised of the Affordable Care Act:

If you like your doctor, you will be able to keep your doctor. Period. If you like your health care plan, you will be able to keep your health care plan. Period. No one will take it away, no matter what.

Mr. Speaker, we now know this wasn't true. To make matters worse, the disastrous rollout of the ObamaCare Web site has made it nearly impossible for those affected to search for alternatives. The President didn't tell the truth, and the Americans who took him at his word are paying the price.

I recently reached out to Alabamians, asking those who have experienced health care plan cancelations or rate increases because of ObamaCare to tell me their stories. The response has been overwhelming; and, Mr. Speaker, I would like to share just a few of those stories here in the House this morning.

Allyson Strickland, a wife and a homeschooled mother of four from Dothan writes:

We are a family of six with one income, and our premiums doubled from \$420 to \$940 a month. We are already under great financial strain, and this is not helping relieve any of the tension. At this point we are unsure about what we are going to do. With four growing children, we know insurance is vital, but at what cost to the daily needs of our family? We are very disappointed in the Obama administration.

Shaun Cunningham of Montgomery writes:

I am a married father of two beautiful little girls. My jaw dropped when I found out my family's premium was going from \$400 a month to \$722. I called BlueCross first thing Monday morning, but I was told I needed to contact healthcare.gov for assistance. After 6 hours on the phone with them trying to apply for a subsidy, I did manage to find out that there was a cheaper premium. I could choose the Blue Saver Bronze at a rate of \$545 per month, which was still an increase over the plan I liked. The other problem? My individual deductible would be \$6,350 and my family deductible would be \$12,700. I fail to see anything "affordable" about this.

Chris Vucoovich of Montgomery:

Was notified that my policy was not ACA compliant. Paying \$390 for family coverage, just found out comparable plan, "Silver,"

would be \$704, my out-of-pocket went up, so did deductibles and copays. We make too much money and will not qualify for, nor do I want, a subsidy.

Leigh Hayes Wiatt of Montgomery: Our premium went up to \$1,374 a month.

Angela Zaccini of Greenville:

Our family of four is paying \$417 a month, and it is going to \$765 a month.

Jim Harrell of Prattville:

My doctor retired and told me that he was not going to deal with the changes in the Affordable Care Act. So I could not keep my doctor. Both of my adult daughters got letters indicating their policies were canceled due to not meeting all the requirements of the new law. New policies being issued will be about 33 percent more expensive. One has a specialist doctor who is now going to charge patients a costly fee up front each year, and then pay for services rendered. All of these effects are negative to my family.

Mr. Speaker, these individuals and families are not statistics. They are real people from Alabama's Second Congressional District whose lives are being made more difficult because of ObamaCare.

I don't know why the President repeatedly misled the country about the true implications of this health care law. This is the kind of Washington doublespeak, political doublespeak, people are so fed up with; and this time it is hurting people in a very real way.

We have an opportunity here in the House this week to make it right by acting to protect Americans from these rate hikes and plan cancelations. So that is why I am a cosponsor of Keep Your Health Plan Act, which will allow health care plans currently being offered to continue next year, just like the President promised.

□ 1030

This bill also ensures that Americans choosing to maintain their health care plans will not face a tax penalty under ObamaCare.

I appreciate the leadership of Chairman FRED UPTON of Michigan in bringing forth this legislation. The Keep Your Health Plan Act won't fix every problem with ObamaCare, but it will offer real changes and peace of mind to Americans affected by these changes.

Mr. Speaker, this isn't a partisan issue. Republicans and Democrats alike recognize the basic unfairness that has occurred here. So I urge my colleagues on both sides of the aisle to support the Keep Your Health Plan Act.

AFFORDABLE HEALTH CARE

The SPEAKER pro tempore. The Chair recognizes the gentleman from New Jersey (Mr. PAYNE) for 5 minutes.

Mr. PAYNE. Mr. Speaker, for millions of Americans, the dream of access to affordable health care is becoming a reality, thanks to the Affordable Care Act.

In New Jersey, 2.2 million people have already gained access to free preventative care. Premiums will be 20 percent lower in 2014. Seniors on Medi-

care already received a 50 percent savings on prescription drugs, and more than 70,000 young adults in New Jersey are able to see a doctor because they can stay on their parents' insurance.

Sadly, though, out of purely selfish political motivation, my Republican colleagues are obsessed with making this law fail and are working overtime to take away the benefits millions of people are already enjoying. I challenge my Republican colleagues to channel that same energy into making the law work so that millions can get the lifesaving care that they deserve.

Look around your districts. How many of your constituents could benefit from access to lifesaving health care, to free cancer screenings and reduced prescription drug costs? They don't need a 47th, 48th, or 49th vote to repeal the law. They need the affordable, quality care that the ACA provides. And they are counting on their leaders to make it work, not to work against them to make it fail.

RECOGNIZING DR. TOM KIM AND THE FREE MEDICAL CLINIC OF AMERICA

The SPEAKER pro tempore. The Chair recognizes the gentleman from Tennessee (Mr. DUNCAN) for 5 minutes.

Mr. DUNCAN of Tennessee. Mr. Speaker, I rise today to honor a Tennessean who has helped thousands of people in need across my district. Dr. Tom Kim came to America after escaping North Korea at the age of 6. Through a strong Christian upbringing and faith in God, he was led to a lifelong devotion of helping others.

Many years ago, I had lunch with Dr. Kim, and he shared with me his wish to open a clinic that provides free health care to the working poor in my district. The clinic would operate with a mission based on the Bible verse Matthew 25:40, "Whatever you did for the least of these, you did for Me." From that vision came The Free Medical Clinic of America, which this year celebrated its 20th anniversary and 11,000th new patient. What started as a small clinic alongside Dr. Kim's own practice in Knoxville has grown to facilities in four other counties.

Most recently, the FBI office in Knoxville gave Dr. Kim the Director's Community Leadership Award. This yearly honor is given to citizens who go above and beyond in service to their communities.

Mr. Speaker, Dr. Tom Kim is one of the most selfless and kindest men I have ever known and is a man who possesses a contagious energy to help others. I wanted to bring his devotion to others to the attention of my colleagues. I hope The Free Medical Clinic of America continues to be an example of humanity and Christian service for many years to come.

While I came here primarily to honor a health care hero, I also want to make a few additional comments about health care.