

held the fourth through eighth grades under one roof. As a fifth grader, we weren't the new kids any more, getting used to a new school. And we certainly weren't the oldest or the coolest. We weren't in junior high and we didn't get outdoor camp like the sixth graders. We were in sort of a "tweener" grade for a tweener age—long before any of us knew there was any such thing as a tween.

But what we lacked in age rights or age slights, we made up for in our teacher, Leslie Woody. With a Bachelor's degree from Colorado College, Mrs. Woody began her teaching career in 1980, and after 34 years in the Yuma School District RJ-1 (and a Master's degree along the way), retired this year. It's hard to believe that anyone can stay in the same workplace for 34 years; today, the average length of a job is just under 5 years. But for the hundreds of kids who were lucky enough to call her our teacher, we are very glad (and blessed) that she did. It's hard to believe she had only been teaching for 5 years when she met the motley class of 1993!

She taught us to be happy (it's hard to do!). Positive about life. To surprise people with optimism.

And she was the Superspeller's super coach. I couldn't spell bupkis (sp?) without her. She taught us to compete, to excel, and not be afraid. To work hard and study. We made it to the district, regional, and state spelling bees. We got crushed by the students from St. Mary's, but we made it nonetheless. We gained confidence that only comes from hard work and perseverance and hours of practice. Perhaps the most important thing, and her secret lesson plan all along, was that Mrs. Woody taught us the lesson of how to learn.

Our daughter is entering fifth grade this year. And while Mrs. Woody will not be teaching her, there are other great teachers who will shape her young life the way Mrs. Woody shaped ours, something Jaime and I are certainly grateful for. But no one can ever replace the special place for a special teacher who helped make someone—who helped make me—who they are today.

For your years of service to our children and the future, and for the impact you had on my life, thank you. Please accept this recognition from one member of the United States House of Representatives and your student, knowing you made a difference.

Thank you. T-h-a-n-k y-o-u. Thank you.

#### PERSONAL EXPLANATION

### HON. BILL FLORES

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 23, 2014*

Mr. FLORES. Mr. Speaker, on rollcall 433 I inadvertently voted "nay" when I intended to vote "yea." I would like to make it clear that I support H.R. 4450, the Travel Promotion, Enhancement, and Modernization Act of 2014.

HONORING KILLEEN, TEXAS  
DETECTIVE CHARLES DINWIDDIE

### HON. JOHN R. CARTER

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 23, 2014*

Mr. CARTER. Mr. Speaker, it is with a heavy heart that I rise to honor the life and service of Killeen, TX Detective Charles Dinwiddie who was tragically killed in the line of duty in May. His loss is a sobering reminder of the bravery and sacrifice of our nation's law enforcement officers.

Detective Dinwiddie was born in Frankfurt, Germany but grew up in Harker Heights, TX. He shouldered many responsibilities during his 18 years with the Killeen Police Department: Patrol Division, Criminal Investigation Division, SWAT, and more. Detective Dinwiddie, a mentor and role model to other officers, was relied upon to conduct the most difficult and complex investigations.

As a former judge, I know firsthand the essential role police officers play in maintaining law and order and the risks they face every time they report for duty. These brave men and women awake each day uncertain of what dangers await. Yet they carry on, strengthened by their resolve to protect and serve. Police officers, be they big city beat cops or small town sheriffs, help preserve our way of life and guard us from those lost souls who wish harm to others.

While Detective Dinwiddie's watch has ended, his legacy and the commitment of all who wear the badge live on. My thoughts and prayers are with his wife, family, friends, and the entire Killeen community. Let us all honor and remember a man who gave his life to protect his fellow citizens.

#### PERSONAL EXPLANATION

### HON. GARY C. PETERS

OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 23, 2014*

Mr. PETERS of Michigan. Mr. Speaker, on Tuesday, July 22, 2014 I was not present for 4 votes. I wish the record to reflect my intentions had I been present to vote.

Had I been present for rollcall No. 433, I would have voted "yea."

Had I been present for rollcall No. 434, I would have voted "yea."

Had I been present for rollcall No. 435, I would have voted "yea."

Had I been present for rollcall No. 436, I would have voted "yea."

#### IN RECOGNITION OF ROBERT KILPATRICK

### HON. DUNCAN HUNTER

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 23, 2014*

Mr. HUNTER. Mr. Speaker, within this great institution, we often honor notable Americans who dedicate themselves, whether personally or professionally, to serving this nation and strengthening its core. I am honored today to

continue this tradition and pay tribute to Robert Kilpatrick, who recently retired after many good years as President and General Manager of BAE Systems, San Diego Ship Repair.

Robert was no stranger to shipyards—notching more than 30 years of experience in an industry that is critical to both America's global security and competitiveness. He started with the company in 1981, when he joined what is now BAE Systems San Francisco Ship Repair as an Electrical Estimator for shipboard communication and power installations. In the years that followed, Robert held various positions within the company and in January 2004, he was promoted to President and General Manager. Ask anyone who knows Robert and they'll tell you he's a proven leader with authentic talent and skills.

Mr. Speaker, I have always believed that a strong Navy and sealift capability is the foundation of our nation. As a Marine, I never floated, meaning I never went out to sea, but you don't have to be on a vessel or part of an ocean crew to appreciate the value and the power of a steel-clad ship that is capable of sailing the world. The ingenuity and know-how required to build and maintain these vessels is a national asset—and so too are the men and women who work in America's shipyards. Robert's experience and leadership has been invaluable and surely his mentorship will be no less influential for the future of San Diego Ship Repair.

I want to congratulate Robert on his retirement and wish him happiness in the years to come. I also want to recognize Robert's wife of 26 years, Michele, and his two sons, Keith and Kyle. Surely, they are proud of Robert for an honorable and distinguished career. And, on behalf of this body, we are thankful for his service and wish him all the best as he enjoys his retirement.

#### RECOGNIZING DUY BUI AND DIVERSE SCHOLARS FORUM

### HON. KENNY MARCHANT

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 23, 2014*

Mr. MARCHANT. Mr. Speaker, I rise today to recognize Duy Bui, a constituent of mine from Carrollton, Texas, who is a rising junior at the University of Texas at Dallas, majoring in biochemistry, and a recipient of the United Health Foundation Diverse Scholars Initiative scholarship. This week, Duy will be in Washington, DC participating in the Diverse Scholars Forum, during which time he will have a unique opportunity to interact with experts in various health care fields, engage with policymakers, and network with his peers. Additionally, he will spend an afternoon here on Capitol Hill to participate in an activity to examine some of the nation's most pressing health care problems and discuss proposed solutions. Beyond his significant academic achievements and his goal to become a physician to change the way health care is administered and communicated, Duy has spent a significant amount of time giving back to his community.

I would like to extend my sincere appreciation for Duy's dedication to making the health care system more enriched by professionals with varied perspectives and backgrounds. His

enthusiasm for his work and his promise to improve the health outcomes of the individuals he will one day serve will be a great asset to our nation's health care system.

Mr. Speaker, I ask all of my distinguished colleagues to join me in congratulating Duy Bui and wishing him success in all of his future endeavors.

# STELA REAUTHORIZATION ACT OF 2014

SPEECH OF

**HON. SHEILA JACKSON LEE**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, July 22, 2014*

Ms. JACKSON LEE. Mr. Speaker, I rise to speak on H.R. 4572, the Satellite Reauthorization Act or "STELA Act."

First, I would like to thank Chairman COBLE and Ranking Member NADLER for holding two Judiciary Committee hearings in the past year where we have examined the laws and related issues relating to satellite television codified in Title 17 of the United States Code.

The relevant part of STELA expires at the end of the year but I am sure that those in the industry would have us do something before then, preferably before the lame duck session after November.

I would note the inclusion of a provision in this bill which some consumer groups find objectionable because it repeals the integration ban which deprives consumers of choice.

This is from the Energy and Commerce Committee—though hopefully it will be worked out before the President signs—because consumers must not be deprived of choices.

And now that the Supreme Court has decided the Aereo case, we have another set of variables on the table.

I mention the Aereo case because it is the seminal case due to its timing but it also reminds us of how ephemeral our work can be in this Committee and this Congress.

Back in 1992 and through all of the other reauthorizations of STELA and the concurrent surge of innovation from the late 1990s until present day—who could have contemplated the existence of an Aereo, HULU, Netflix, or Pandora?

In doing so we are able to take a walk down the memory lane of analog and digital television, the role of cable and satellite providers, vis-a-vis their network partners.

It is useful to note that in the 18th Congressional District of Texas my constituents are able to avail themselves of DISH, Comcast, ATT, and even Phonoscope which I believe is one of the oldest in the nation and a Houston, Texas company since 1953.

In looking at these laws, we must note the role of the Copyright Office which released a widely-read report on the Satellite Television Extension and Localism Act in August 2011 as ordered by the last reauthorization, and the GAO report which focused on consumer issues.

Americans from Houston, Texas, Chicago, New York, the Bay Area, and all across this great nation benefit from a broadcast system which consists of the laws which undergird the system, buffeted by the policy and practices by which transmitters, providers, artists, writers, musicians, and other creators of all stripes benefit.

The system stands on principles of balance and fairness which allow for continued innovation while not infringing on the property rights of others.

In my state, I see satellite dishes in urban and rural areas but it seems like a higher percentage of rural homes have DISH or DIRECTV than in the cities and towns. Is that an accurate observation and if so, why?

What is the justification for a 30-foot outdoor rooftop antenna being the standard for measuring whether a home can get a broadcaster over-the-air signal?

Who has 30-foot antennas on their rooftops these days? Can folks even go out and buy those and install them easily?

Shouldn't the standard reflect the consumer realities and be changed to a regular indoor antenna that can be picked up at most electronics stores?

What are the criteria for a household to be considered "unserved"? Does the current definition of unserved households adequately account for those homes that do not receive over-the-air signals?

This will be the 6th reauthorization of STELA but to my knowledge there has never before been a discussion of these blackouts, because they simply didn't happen in the past like they do today. We've gone from zero blackouts to 12 in 2010 and now 127 in 2013.

Viewers in my state have experienced their fair share of blackouts and I stand with them in saying: we don't like them.

We must all agree that blackouts must stop.

The statutory framework for the retransmission of broadcast television signals has been based on a distinction between local and distant signals.

The signals of significantly viewed stations and the signals of in-state, out-of-market stations in the four states that satellite operators were allowed to import into orphan counties under the exceptions in SHVERA, originate outside the market into which they are imported; in that regard, they are distant signals and they have been subject to the Section 119 distant signal statutory copyright license.

Since significantly viewed stations and the "exception" stations can be presumed to be providing programming of local or state-wide interest to counties in particular local markets, arguably that content could be viewed as local to the counties into which they are imported and should be treated accordingly.

STELA modified the Copyright Act to treat those signals as local, moving the relevant provisions from Section 119 to Section 122.

If a broadcaster opts to negotiate a retransmission consent agreement, cable companies are no longer required to broadcast that signal pursuant to the must-carry requirement.

Furthermore, if negotiations for retransmission consent fail, cable companies are not permitted to retransmit the broadcast signals that they have not been granted a license to retransmit. This is precisely what has happened in the dispute between Time Warner Cable and CBS Broadcasting.

My concern is that when retransmission consent negotiations fail, consumers often look to the Federal Communications Commission (FCC) to mediate the dispute. However, the FCC actually has very little authority over retransmission consent negotiations.

The Communications Act requires that programming be offered on a non-discriminatory basis, and that the negotiations be conducted in good faith.

The FCC has the authority to enforce both of these requirements, but does not appear to have the authority to force the companies to reach an agreement, or the ability to order the companies to continue to provide programming to consumers who have lost access while the dispute is being resolved.

Therefore, as was seen in the debacle that was the TWC-CBS negotiation, unless negotiations are not occurring in "good faith" the FCC has little power over retransmission consent agreements.

STELA clarified that a significantly viewed signal may only be provided in high definition format if the satellite carrier is passing through all of the high definition programming of the corresponding local station in high definition format as well; if the local station is not providing programming in high definition format, then the satellite operator is not restricted from providing the significantly viewed station's signal in high definition format.

The United States Copyright Office has proposed that Congress abolish Sections 111 and 119 of the Copyright Law, arguing that the statutory licensing systems created by these provisions result in lower payments to copyright holders than would be made if compensation were left to market negotiations.

According to the Copyright Office, the cable and satellite industries no longer are nascent entities in need of government subsidies, have substantial market power, and are able to negotiate private agreements with copyright owners for programming carried on distant broadcast signals.

Congress must have a role in the broadcasting space but whether that is doing away with compulsory licensing or becoming even more involved is what needs to be discussed.

## PERSONAL EXPLANATION

**HON. JARED HUFFMAN**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 23, 2014*

Mr. HUFFMAN. Mr. Speaker, on rollcall votes Nos. 433–436: I was unavoidably absent. Had I been present, I would have voted in the following manner:

On rollcall No. 433, had I been present, I would have voted "yea."

On rollcall No. 434, had I been present, I would have voted "yea."

On rollcall No. 435, had I been present, I would have voted "yea."

On rollcall No. 436, had I been present, I would have voted "yea."

IN MEMORY OF MICHAEL GEORGE AND HIS DECADES OF LEADERSHIP IN THE GREATER DETROIT REGION

**HON. GARY C. PETERS**

OF MICHIGAN

IN THE HOUSE OF REPRESENTATIVES

*Wednesday, July 23, 2014*

Mr. PETERS of Michigan. Mr. Speaker, I rise today, with a heavy heart, to mark the passing of Michael J. George, a respected business leader, philanthropist and patriarch of the Chaldean American community in Southeast Michigan.