

in Shanghai and the ending of Chen's residence created a "public perception, accurate or otherwise, that NYU made commitments in order to operate in China."

We have repeatedly invited NYU's President and faculty to testify before this committee, without success. On five separate occasions, we gave NYU 15 dates to appear. As this is the first hearing in a series of hearings we intend to hold on this topic, I hope that they will agree to come at another time, so they can fully state their case.

On a personal note, I spent considerable time with Chen Guangcheng when he first came to the United States, having worked his case since 2004 which included four Congressional hearings exclusively dedicated to his freedom. It is my impression that NYU officials and others sought to isolate him from supporters viewed as too conservative or from those they considered Chinese dissidents. We may never know if NYU experienced what Chen himself termed as "persistent and direct pressure from China" to oust him, or if it was simply an act of prudent self-censorship to keep in Beijing's good graces.

I don't know the answer, but it is my conviction that self-censorship and the chilling effect this has is an even more pernicious threat to fundamental freedoms and the principle of academic freedom. One of our witnesses, the respected academic Dr. Perry Link, has made this case repeatedly over the years, drawing on his own personal experiences, and I thank him for being here today.

We were not there to re-litigate the sad divorce of Chen Guangcheng and NYU. It is only a small, disheartening part of the larger issue: whether American universities will compromise academic freedom to get a piece of the lucrative Chinese education market which is roughly \$27 billion dollars a year.

The hearing I held last week marked the beginning of a long hard look at the costs and benefits of the growing number of Chinese educational partnerships started by U.S. universities and colleges, including exchange programs and satellite campuses in China and Confucius Institutes in the U.S.

While foreign educational partnerships are important endeavors—for students, collaborative research, cultural understanding, and even for the host country—I think we all can agree that U.S. colleges and universities should not be outsourcing academic control, faculty and student oversight, or curriculum to a foreign government. Unfortunately, there is now some evidence emerging that gives rise to the need for this hearing.

The American Association of University Professors, or AAUP, along with its sister organization in Canada, published a report in July, blasting the Confucius Institute model as a partnership "that sacrificed the integrity of the [host] university and its academic staff" by requiring "unacceptable concessions" that allow "the Confucius Institutes to advance a state agenda in the recruitment and control of academic staff, in the choice of curriculum, and in the restriction of debate."

The AAUP concluded by saying that "Confucius Institutes function as an arm of the Chinese state and are allowed to ignore academic freedom" and recommended shutting down U.S. Confucius Institutes unless they could meet certain standards of academic freedom and transparency.

The Confucius Institutes are China's major soft power push, an attempt to increase the

number of young people studying (and ideally coming to admire) Chinese culture and language. This is not harmful in itself, for Chinese culture and language—as distinct from its political culture—is, indeed, admirable. But while some U.S. university administrators say the influence of Confucius Institutes is benign, University of Chicago professor Marshal Salhins, has called Confucius Institutes "academic malware" inimical to the U.S. model of academic freedom.

What we should do is welcome U.S.-China educational partnerships that promote cultural understanding and critical language skills and protect academic freedom, that allow the teaching of sensitive topics, and are not subject to any of the same rules that govern Chinese academic institutions—where professors are fired or jailed for exercising the universal right to free speech.

Indeed, there is a U.S. national security interest in having U.S. students learn Chinese, but such language skills should be taught on our terms and without the baggage brought by Confucius Institute ties. And, if those freedoms are violated or compromised, we need to find some recourse, whether through withholding Department of Education funds or State Department exchange program funds from schools that willingly compromise the principles of academic freedom and human rights to gain a small share of the Chinese educational market.

I will be asking for a GAO study to review the agreements of both satellite campuses in China and of Confucius Institutes in the U.S. I would like to know if those agreements are public, whether they compromise academic or other freedoms of faculty, students, and workers and whether Chinese teachers are allowed the freedom to worship as they please and teach about Tiananmen, Tibet, and Taiwan.

I will also ask the GAO to study whether U.S. satellite campuses in China operate differently from Chinese universities and whether there is a two-tier system in place, where Chinese students and faculty have more restrictions placed their activities and research than U.S. students and faculty. I will also ask whether Communist Party committees operate on campus, whether fundamental freedoms are protected for both Chinese and U.S. students and faculty—religious freedom, Internet freedom, freedom of speech, freedom of association, and whether the universities are required to enforce China's draconian population control policies.

These are important questions. We need to look at whether these issues can be handled by the universities, their faculties, and trustees themselves or if there is something the U.S. Congress must do to ensure academic freedom is protected.

U.S. universities and colleges should reflect and protect the highest principles of freedom and transparency. They should be islands of freedom where foreign students and faculty can enjoy the fundamental freedoms denied them in their own country.

TRIBUTE TO ROBERT MERWIN CEO OF MILLS-PENINSULA HEALTH SERVICES ON THE OCCASION OF HIS RETIREMENT

**HON. ANNA G. ESHOO**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Monday, December 8, 2014*

Ms. ESHOO. Mr. Speaker, I rise to honor the accomplished career of a distinguished Californian, Mr. Robert Merwin of San Mateo County, who is retiring at the end of 2014 from his position as Chief Executive Officer of Mills-Peninsula Health Services, a post he has held since January, 1996.

A resident of San Carlos, California, Bob Merwin is a 1971 graduate of the United States International University, and earned his M.B.A. from UCLA in 1973. He began his career in hospital management in 1973 as Assistant Executive Director of the Long Beach Community Hospital. He progressed up the corporate ladder at Long Beach, joined Pacific Presbyterian Medical Center, then came to Mills-Peninsula in 1987 as Executive Vice President and Chief Operations Officer.

Bob Merwin has served his community as a member of the San Mateo Rotary Club, the American College of Health Care Executives, and as Chair of the West Bay Hospital Conference, and Chair of the Hospital Consortium of San Mateo County.

He is a past director of the American Red Cross Bay Area and a member of the Finance Committee of the Health Plan of San Mateo.

Mills-Peninsula has thrived under Bob Merwin's leadership. He has improved relations between physicians and management, contained costs while increasing productivity and helped develop a strategic plan for the combined hospitals. Under his leadership a new 241 bed acute care facility, Mills-Peninsula Medical Center was constructed. It is a state-of-the-art, \$640 million, 450,000 square foot facility that is a source of pride to our entire community.

Bob Merwin is married to Jean Merwin and he is the father of Michael and Megan. He enjoys golf, tennis and photography.

Mr. Speaker, I ask the entire House of Representatives to join me in honoring Bob Merwin for his stellar career in hospital management and for his extraordinary contributions to our community and our country.

PRISONER OF CONSCIENCE,  
PASTOR DUONG KIM KHAI

**HON. TED POE**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Monday, December 8, 2014*

Mr. POE of Texas. Mr. Speaker, Pastor Duong Kim Khai, a prisoner held in Vietnam, has nurtured the spiritual lives of his parishioners and helped those of all faiths that have been victims of injustice in Ben Tre and Dong Thap. He has also served as an advocate for Vietnamese farmers whose land was confiscated by the government. If he is guilty of anything it is of living to serve others and stand up to an oppressive government. I call on the Vietnamese government to release him immediately.

During the 1990s, the Pastor was detained thirteen times, often for organizing prayer sessions. Soon after, he turned his home into a place of worship, as well as a community center where farmers could seek assistance in petitioning authorities. Because he did not have the government's permission to worship, his home was seized by the local government, and he was imprisoned for two years.

On August 16, 2010, he was arrested for supposedly trying to overthrow the Vietnamese government, a convenient charge from a government bent on silencing him. For the next two months, his place of detention and his condition of health were kept secret from his family.

Denied legal representation and with diplomats denied access to his trial, Pastor Duong Kim Khai was sentenced to 2–8 years in prison and 3–5 probation. Unfortunately, his wife, who was never able to visit her husband in prison, has since passed away.

Pastor Duong Kim Khai's trial was a sham and his imprisonment is unacceptable. Freedom to worship is a human right, and the Vietnamese government should immediately release him. Furthermore, I call on the State Department to finally recognize Vietnam as a Country of Particular Concern.

And that's just the way it is.

#### PROTECTING VOLUNTEER FIRE-FIGHTERS AND EMERGENCY RESPONDERS ACT OF 2014

SPEECH OF

**HON. SHEILA JACKSON LEE**

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

*Thursday, December 4, 2014*

Ms. JACKSON LEE. Mr. Speaker, I rise to speak on the Motion to Concur in the Senate Amendment with a House Amendment to H.R. 3979, the Carl Levin and Howard P. "Buck" McKeon National Defense Authorization Act for Fiscal Year 2015.

This legislation authorizes \$495.5 billion in discretionary spending for the base budget for the Department of Defense and \$17.9 billion in discretionary spending for the defense-related activities of the Department of Energy in Fiscal Year 2015, totaling \$513.4 billion, which is \$31 billion less than authorized in Fiscal Year 2014.

The legislation also authorizes \$63.7 billion in Fiscal 2015 for Overseas Contingency Operations (OCO).

I thank Chairman McKEON and Ranking Member SMITH and the members of the Armed Services Committee for their work on this important legislation.

I especially wish to thank Chairman McKEON for his friendship and his service to the nation as he concludes his long and distinguished tenure as a member of the People's House.

The National Defense Authorization Act's purpose is to address the threats our nation must deal with not just today, but into the future. This makes the work on this bill vital to our national interest and it should reflect our strong commitment to ensure that the men and women of our Armed Services receive the benefits and support that they deserve for their unwavering service to this great nation.

This is the 53rd consecutive National Defense Authorization Act, which speaks to the

long term commitment of the Congress and successive Administrations to provide for the defense of our nation.

The bill encompasses a number of initiatives designed to confront sexual assault in the military, making more efficient the work of protecting America, addresses the mental health needs of men and women in the armed services, and extends economic opportunity to small minority and women owned businesses.

There is much in the legislation before us that I strongly support. For example, the House-Senate agreement:

1. Significantly improves readiness by restoring \$818 million in cuts made by House Republicans to the readiness accounts below what was requested by the President;

2. Supports a 1.0 percent pay raise for the troops for FY 2015, equal to the President's request;

3. Authorizes the awarding of the Purple Heart Medal to those killed domestically as a result of a foreign terrorist attack like the tragedies that occurred at Fort Hood in my home state of Texas;

4. Creates a flexible \$1.3 billion Counter Terrorism Partnership Fund that supports partner nation operations and U.S. Building Partnership Capacity programs to combat terrorism in the Middle East and Africa and bring to heel notorious terrorist organizations such as Boko Haram;

5. The bill also addresses serious health and well-being challenges faced by our men and women in the armed services such as post-traumatic stress disorders by requiring the Department of Defense to report on improvements in the identification and treatment of mental health conditions and traumatic brain injury among members of the Armed Forces, as well as providing a person-to-person mental health assessment for active duty and selected reserve members each year and, through 2018, a person-to-person mental health screening once during each 180-day period in which a member is deployed;

6. Requires the establishment of a Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Military, eliminates the "good soldier defense," which allows alleged attackers to avoid charges by showcasing a positive military record in court, and builds upon the provisions included in the FY 2012, FY 2013, and FY 2014 Defense Authorization bills that contained dozens of provisions, including stripping commanding officers of the unilateral authority to dismiss a finding by a court martial; prohibiting commanding officers from reducing guilty findings by a court martial to guilty of a lesser offense; and requiring that service members found guilty of sexual offenses, including rape or sexual assault, be dismissed or honorably discharged;

7. Authorizes \$622 million for Israeli Cooperative Missile Defense Programs, which is \$349 million more than the President's request, a total that includes \$350 million for Israel's "Iron Dome" short-range rocket defense system, which is \$175 million more than the President's request;

8. Includes provisions to allow the Department of Defense to reprogram funds to carry out both the Syria train-and-equip program and the Iraq Train and Equip program to combat ISIL; and

9. Creates the National Commission on the Future of the U.S. Army, which will have four

members appointed by the President and four appointed by Congress that is tasked to report back to Congress with recommendations for optimizing Army and National Guard Force Structure by February 1, 2016.

Mr. Speaker, one of the most important lessons we learned from the long war in Iraq is the importance of military readiness which imposes on the Congress the obligation of ensuring that every woman and man sent into battle in defense of our nation must be properly trained and equipped.

This is why I will not forget the troops killed and wounded in Iraq and Afghanistan when their vehicles were attacked by "improvised explosive devices."

To ensure that the Armed Forces of the United States remains the best trained, best equipped fighting force in the world, we must provide them the resources needed to adapt and meet any challenge they may face, from global military conflicts to an Ebola virus outbreak.

I am also pleased that the bill includes authorization for awarding the Purple Heart Medal to those killed or wounded in domestic terrorist attacks, like the attack at Ft. Hood.

The Army National Guard is a critical component of our national defense structure.

The men and women of the National Guard serve our nation as a reserve force in times of military conflict and at home in responding public emergencies natural disasters.

Mr. Speaker, the threat posed by the terrorist organization Boko Haram be addressed before it becomes become a problem of the level of ISIS to our national interests.

For this reason I offered an amendment to the House version of this bill that was adopted as Section 1266, which would have required the Secretary of Defense to report to Congress on the nature and extent of the crimes against humanity committed by Boko Haram in Nigeria.

I am disappointed that Section 1266 of the House bill was not included in the final version of the bill but I am pleased the legislation reauthorizes the Africom command and recognizes the importance of combating terrorist activity on the continent of Africa.

Mr. Speaker, the threat posed by ISIS is serious and real and the President has reached out to Congress to work with him to develop a unified and international response to meet the threat.

For this reason I support the provision in the legislation authorizing \$3.4 billion for sustaining U.S. personnel forward-deployed to the Middle East, providing enablers such as intelligence, surveillance, and reconnaissance platforms, replenishing munitions expended while conducting airstrikes against ISIL, and financing operations and maintenance costs for air, ground and naval operations to date.

Specifically, I support the provision authorizing the President's \$1.6 billion request to train and equip Iraqi security forces to re-build the capability and capacity of our Iraqi partners in the region so they can sustain the long-term fight to defeat ISIL and provide security and stability to the Iraqi people, so that large numbers of U.S. combat forces are not required.