

ordered H.R. 1560, the Protecting Cyber Networks Act reported to the House. Thank you for consulting with the Committee on Oversight and Government Reform with regard to H.R. 1560 on those matters within the Committee's jurisdiction. I am writing to confirm our mutual understanding with respect to the consideration of the bill.

The bill contains provisions that fall within the Rule X subject matter jurisdiction of the Committee on Oversight and Government Reform. The Committee has purview over the Freedom of Information Act (FOIA, 5 U.S.C. 552), which H.R. 1560 directly amends. Section 10 of the bill directly amends 5 U.S.C. 552 to create a new 5 U.S.C. 552(b) provision that exempts the entire Act from FOIA, including any subsequent amendments. Prior to floor consideration, we will work together to remove section 10 and consider improvements to other sections of the bill referencing 5 U.S.C. 552.

In the interest of expediting the House's consideration of H.R. 1560, I will not request a sequential referral of the bill. However, I do so only with the understanding that this procedural route will not be construed to prejudice the Committee on Oversight and Government Reform's jurisdictional interest and prerogatives on this bill or any other similar legislation and will not be considered as precedent for consideration of matters of jurisdictional interest to my Committee in the future.

I respectfully request your support for the appointment of outside conferees from the Committee on Oversight and Government Reform should this bill or a similar bill be considered in a conference with the Senate. I also request that you include our exchange of letters on this matter in the Committee Report on H.R. 1560 and in the Congressional Record during consideration of this bill on the House floor. Thank you for your attention to these matters.

Sincerely,

JASON CHAFFETZ,  
*Chairman.*

HOUSE OF REPRESENTATIVES, PERMANENT SELECT COMMITTEE ON INTELLIGENCE,

*Washington, DC, April 13, 2015.*

Hon. JASON CHAFFETZ,  
*Chairman, House Committee on Oversight and Government Reform, Washington, DC.*

DEAR CHAIRMAN CHAFFETZ: Thank you for your letter regarding H.R. 1560, the Protecting Cyber Networks Act. As you noted, certain provisions of the bill related to 5 U.S.C. § 552 fall within the jurisdiction of the Committee on Oversight and Government Reform. As you also noted, we have agreed to continue to work with you on these provisions. I agree that your letter in no way diminishes or alters the jurisdiction of the Committee on Oversight and Government Reform with respect to the appointment of conferees or to any future jurisdictional claim over the subject matters contained in the bill or any similar legislation.

I appreciate your willingness to forego consideration of the bill in the interest of expediting this legislation for floor consideration. I will include a copy of your letter and this response in our Committee's report on H.R. 1560 and the Congressional Record during consideration of the legislation on the House floor. Thank you for your assistance with this matter.

Sincerely,

DEVIN NUNES,  
*Chairman.*

## THE GLOBAL MAGNITSKY HUMAN RIGHTS ACCOUNTABILITY ACT

HON. CHRISTOPHER H. SMITH

OF NEW JERSEY

IN THE HOUSE OF REPRESENTATIVES

*Thursday, April 30, 2015*

Mr. SMITH of New Jersey. Mr. Speaker, I recently chaired a hearing on the Sergei Magnitsky Rule of Law Accountability Act of 2012 directed the President to publish and update a list of each person the President had reason to conclude was responsible for the detention, abuse, or death of Sergei Magnitsky, a legal and accounting adviser with Firestone Duncan, an international law and accounting firm with offices in Moscow and London.

William Browder, Chief Executive Officer of Hermitage Capital Management Ltd., who was one of the witnesses at the hearing, has provided a detailed account of the violent expropriation of the assets of Hermitage—the largest foreign investment brokerage in Russia—by rampant Russian Government corruption, bribery, fraud, forgery, cronyism, and outright theft.

Magnitsky had documented Hermitage's losses and other illicit financial dealings, including draining \$230 million from the Russian treasury by tax fraud. He was arrested in November 2008, reportedly for tax evasion, and denied medical care, family visits, or due legal process, in custody. He was beaten and tortured, and died in prison in November 2009. He was 37 years old and married with two young children.

The Sergei Magnitsky Rule of Law Accountability Act of 2012 targeted those who participated in related liability concealment efforts, financially benefited from Sergei Magnitsky's detention, abuse, or death, or were involved in the criminal conspiracy uncovered by Magnitsky, or were responsible for extrajudicial killings, torture, or other human rights violations committed against individuals seeking to expose illegal activity carried out by Russian officials, or against persons seeking to promote human rights and freedoms. The Act directed the Secretaries of State and Treasury to annually report to Congress on actions taken to implement the Act, including rejecting visa applications, revoking existing visas, and blocking property transactions, for persons the President put on the Magnitsky List.

The United States is a land of opportunity, but it should not be for those who misused and murdered Sergei Magnitsky. Without the original Magnitsky Act, the government officials and businesspeople who perpetrated crimes against a young man, against a major international firm, and against even the Russian people themselves by stealing from them, could have taken their ill-gotten gains and come to this country to purchase property and live the good life that the United States offers.

The hearing examined the need for H.R. 624, "The Global Magnitsky Human Rights Accountability Act," which extends these human rights and anti-corruption tools to other countries. The House passed the 2012 act by a vote of 365–43, and there is now strong Majority and Minority co-sponsorship for H.R. 624.

Since the original Magnitsky Act became law on December 14, 2012, human rights vic-

tims and advocates from around the world, and anti-corruption champions, have asked for a Magnitsky Act for their specific country. H.R. 624 ensures—with minimal cost or burden on the United States—that our government gives some justice to victims and stands in solidarity with them in a tangible way, shines a spotlight on perpetrators, making them pariahs, and pressures governments to prosecute perpetrators who are their citizens.

The Global Magnitsky Act is intended to disrupt the impunity and comfort that far too many international human rights violators currently enjoy and to keep their tainted money out of our financial systems. It also fights the human rights abuses and corruption that generate national security, terrorism, and economic threats to the United States.

A few years ago, Teodorin Obiang Mangué son of the President of Equatorial Guinea, visited the United States regularly. Using funds siphoned from American companies operating in his country, he lived a glamorous life in Malibu, California, dating celebrities and collecting expensive cars. When France issued a warrant for his arrest after he refused to appear at a money-laundering hearing, his father provided him with diplomatic immunity to escape prosecution.

In June 2012, after years of trying to track Teodorin's wealth, the U.S. Department of Justice finally filed a lawsuit in a California court alleging massive money-laundering and listing, among the scandalous catalog of assets, his \$35 million Malibu mansion, with a four-hole golf course, tennis court and two swimming pools. That's just one of the acquisitions he made in the U.S.

The financial manipulations of young Mr. Obiang's family led in part to the closing of Riggs Bank in Washington, one of the capital's premier financial institutions. Such people should not be able to steal from foreign firms and their own people and use these funds to live lavishly in our country.

Similarly, those who torture and otherwise commit the worst human rights violations against others should not be welcome here either and I have written legislation over the years to enforce that principle. The Ethiopia Freedom, Democracy, and Human Rights Advancement Act of 2006 would have prevented officials who ordered the callous shooting of peaceful demonstrators in Ethiopia from entering this country. The Foreign Relations Authorization Act for Fiscal Years 2000 and 2001 became law and required the U.S. Government to impose visa bans on any foreign national the Secretary of State has determined is directly involved in establishing or enforcing population control policies that force a woman to undergo abortions against her will or force a man or woman to undergo sterilization against his or her will. The Belarus Democracy Reauthorization Act of 2006 also became law and imposed visa bans and asset freezes on government officials from the Government of Belarus because of their violations of basic human rights and freedoms.

If we stand by quietly when governments refuse to prosecute human rights abusers and financial fraudsters, and then welcome those guilty of such crimes into the United States and into our financial systems, we are enabling their crimes. The 2012 Magnitsky Act was a major step in freeing ourselves from aiding and abetting international perpetrators. H.R. 624 makes the next step in taking a

stand against their crimes. If we are serious about rejecting their deeds, perhaps their governments, and other governments, will become more serious as well.

SHANNA PEEPLES OF AMARILLO  
NAMED 2015 NATIONAL TEACHER  
OF THE YEAR

### HON. MAC THORNBERRY

OF TEXAS

IN THE HOUSE OF REPRESENTATIVES

Thursday, April 30, 2015

Mr. THORNBERRY. Mr. Speaker, I rise today to honor one of my constituents, Shanna Peeples, who has been named the 2015 National Teacher of the Year by the Council of Chief State School Officers. She is the first Texas teacher to win the award since 1957.

Ms. Peeples is a high school English teacher at Palo Duro High School in Amarillo, Texas. She graduated from West Texas A&M University in 1997. After working as a disc jockey, medical assistant, pet sitter, and journalist at the Amarillo Globe-News covering education, the mother of three children began teaching 12 years ago.

Ms. Peeples was exposed to alcoholism, domestic violence, and poverty as a child. Those hardships help her empathize with her students, 85 percent of whom live below the poverty line and many having fled violent homelands from around the world. Just as her teachers made school her safe place where she could escape her fears through reading and writing, Ms. Peeples strives to give her students a sense of belonging. She wants them to know she is invested in their lives and in their futures. So much so, that she has had to help refugee parents who wanted their children to work rather than go to school understand the importance of education.

In addition to serving as the chair of her English department, she is a mentor and instructional coach for other teachers at her school. As she travels the nation over the next year, she plans to emphasize effective teaching methods for students in poverty or facing extreme challenges.

Ms. Peeples is the type of educator all parents want teaching our children. She is a shining example of the best of her profession. The fact that she has already been recognized as the Teacher of the Year for Texas and has now become the Teacher of the Year for the entire country makes everyone in our area—and especially our teachers and school systems—very proud.

RECOGNIZING SOUTH SEATTLE  
COLLEGE STUDENT, DAVID YAMA

### HON. JIM McDERMOTT

OF WASHINGTON

IN THE HOUSE OF REPRESENTATIVES

Thursday, April 30, 2015

Mr. McDERMOTT. Mr. Speaker, today I rise to offer special recognition to David Yama, a South Seattle College student from the great state of Washington. Mr. Yama received national attention for his exemplary character in and out of the classroom.

As a member of the All-Washington Academic team, David was named a “New Cen-

tury Scholar” which is given to the top-community college scholar in each state. From there, David landed the top spot on the All-USA academic team, made up of the top-20 community college students from across the country. On April 20, 2015 the National Honor Society, Phi Theta Kappa, held a celebration to recognize David and his All-USA teammates in San Antonio, Texas. Of the top 20 in the nation, David was selected as the sole recipient of PTK’s David R. Pierce Scholarship and served as the speaker at the event where he shared his story of tragedy and triumph. Days later, his success was further recognized with a Jack Kent Cooke Foundation Scholarship—awarded to the nation’s top community college students to complete their bachelor’s degree at a four-year college or university.

Growing up in Ocean Shores, a small coastal city in Washington, David and his family—which includes his four siblings—lived in a one-bedroom hotel. David struggled in school and his parents were told that he needed behavioral drugs. Unfortunately, or perhaps fortunately, his parents could not afford that type of medication for David. After receiving straight F’s, David dropped out of high school at the age of 14. One year later, David set sail—quite literally. After convincing his mother and the captain of the *Lady Washington*, he volunteered on a sailing trip to California. From there he worked on other ships and as David put it, jumped from “one dead-end job to another.”

At the age of 27, David came to the realization that an education was the key to a life of stability and greener pastures. As a West Seattle resident, David started taking prep classes to receive his GED at his local community college, South Seattle College.

With the encouragement of his GED instructor, Jane Harness, David quickly began to rebuild his confidence and his scores improved. As Jane put it, “this little switch turned on for him, and he became really determined.”

So determined, in fact, that after David earned his GED he continued his academic pursuits and will be earning an associate degree this spring. From there, David will continue his studies earning a bachelor’s degree and ultimately a Ph.D. in bio engineering.

In addition to holding a 3.96 GPA, David volunteers his time as a tutor and an environmentalist cleaning up West Seattle’s Duwamish River. He is quick to give credit to South Seattle College as the key to his success as he told the Seattle Times: “Once I started here—the environment was right, it was a 180 from what I thought I was capable of,” Yama said.

His academic achievements have been recognized in USA Today, Seattle’s NBC Affiliate (KING 5) and on the front page of the Seattle Times.

David’s story is one of inspiration and determination. He is just one of many students who have had to overcome seemingly impossible odds but met those challenges head-on and came out on top. He is living proof that the power of hope, determination and the human spirit are alive and well in this country. I’m proud that South Seattle College and David Yama are from the District that I represent. Please join me in recognizing their success.

ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES  
APPROPRIATIONS ACT, 2016

SPEECH OF

### HON. SCOTT PERRY

OF PENNSYLVANIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, April 29, 2015

The House in Committee of the Whole House on the state of the Union had under consideration the bill (H.R. 2028) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2016, and for other purposes.

Mr. PERRY. Mr. Chair, I’d like to thank the Appropriations Committee and the Chairman for acting to impose greater discipline on the Nuclear Regulatory Commission.

We know that the future of nuclear power in the United States depends on having a credible nuclear safety regulator, and depends on the industry continuing to perform at a high level of safety. We feel strongly that the agency must continue its core mission of protecting public health and safety, but NRC must do so in a manner that does not add to the economic headwinds the industry faces.

I support the Committee’s direction to require the NRC’s rulemaking process to be Commission-driven in order to provide greater discipline, transparency, efficiency, and accountability.

THE EVENTS IN BALTIMORE

### HON. JAMES E. CLYBURN

OF SOUTH CAROLINA

IN THE HOUSE OF REPRESENTATIVES

Thursday, April 30, 2015

Mr. CLYBURN. Mr. Speaker, I want to join my friend and chair of the Congressional Black Caucus, G.K. BUTTERFIELD, in offering condolences to the parents and family members of Freddie Gray.

I also want to say to Ms. Toya Graham that I feel and can appreciate her anguish and the pain that she showed the world a few days ago.

I want to say to her son, Michael that I have also felt his pain and anguish, having been on the receiving end of such discipline from my mother. But I want to say to him that he can rest assured that the love of his mother, her passion for his future, will pay great dividends if he continues to show the deference to her love and affection and her concern that he showed several days ago when he was the object of her frustrations.

Mr. Speaker, responding to the situation in Baltimore several days ago, President Obama said: “We can’t just leave this to the police. I think there are Police Departments that have to do some soul-searching. I think there are some communities that have to do some soul-searching.”

But, he went on to say: “I think we, as a country, have to do some soul-searching.” I want to join President Obama in calling for the country to do some soul-searching.

Let’s take a look at just a few of the institutions of learning in the Baltimore Community.

I would like to call attention to one school, Frederick Douglass High School, a school that