

mayors, John has served on the Transpo Board of Directors. He leaves the Board in January having led the agency through a period of great change and challenge.

His public service began when he served as the Public Works Director for the City of South Bend. John established himself as a public servant with undeniable character and integrity. Then, after joining the engineering firm the Troyer Group, John spent 30 years as a volunteer serving on the Board of Directors of Transpo, the transit agency for South Bend and Mishawaka.

Over his 30 years on the Transpo Board of Directors, John was Chairman for 10 years and led the planning committee for most of his time on the Board. When he leaves the Transpo Board in January, he will leave behind a legacy that will be with us for years to come. That legacy includes the development of the "Lucky Reznik" Operations Center. Transpo's headquarters was the first LEED transit facility to be awarded a platinum designation. This outstanding facility has received national recognition and serves our community well.

John led Transpo's decision to replace its diesel-fueled bus fleet with compressed natural gas buses. As Transpo's fleet neared the end of its useful life, John initiated a review to determine the most cost-effective and environmental fuel for the new buses. But, as is characteristic of John's leadership, he developed a plan to develop CNG as a resource not only for Transpo, but also for the City of South Bend. Today, the City and Transpo share a re-fueling facility.

Under John's leadership, Transpo adopted a major bus route restructuring with the installation of new bus stops and the first bus shelters in Transpo's history. The new route system and shelters improve performance and offer better service and comfort to the thousands who depend on Transpo every day.

Throughout his tenure, John offered quiet, modest leadership that brought people together and exemplified the "South Bend" way. At all times, he approached his duties understanding that the opportunity to serve is an honor and an obligation that must be conducted with the highest sense of duty.

Mr. Speaker, I am grateful to John Leszczynski for his accomplishments and service to the community of South Bend. I am honored to ask my colleagues to join me in recognizing John for his tireless dedication and hard work as a member of the Transpo Board of Directors, and I want to wish him the very best in all of his future endeavors.

## INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2017

SPEECH OF

**HON. DEVIN NUNES**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Thursday, December 8, 2016*

Mr. NUNES. Mr. Speaker, The following consists of the joint explanatory statement to accompany H.R. 6480, the Intelligence Authorization Act for Fiscal Year 2017 ("Joint Explanatory Statement").

The Joint Explanatory Statement reflects further negotiations between the House Permanent Select Committee on Intelligence

and the Senate Select Committee on Intelligence ("the Agreement") since the passage by the House, on November 30, 2016, of H.R. 6393—a previous version of the Intelligence Authorization Act for Fiscal Year 2017. The Joint Explanatory Statement shall have the same effect with respect to the implementation of this Act as if it were a joint explanatory statement of a conference committee.

The Joint Explanatory Statement comprises three parts: (1) an overview of the application of the classified annex to accompany the Joint Explanatory Statement; (2) unclassified congressional direction; (3) and, in lieu of a full, section-by-section analysis and explanation of legislative text provisions, an identification of the differences between the text of H.R. 6480 and the text of H.R. 6393, including text provisions newly added by H.R. 6480, or changed by it.

### PART I: APPLICATION OF THE CLASSIFIED ANNEX

The classified nature of U.S. intelligence activities prevents the congressional intelligence committees from publicly disclosing many details concerning the conclusions and recommendations of the Agreement. Therefore, a classified Schedule of Authorizations and a classified annex have been prepared to describe in detail the scope and intent of the congressional intelligence committees' actions. The Agreement authorizes the Intelligence Community (IC) to obligate and expend funds not altered or modified by the classified Schedule of Authorizations as requested in the President's budget, subject to modification under applicable reprogramming procedures.

The classified annex is the result of negotiations between the House Permanent Select Committee on Intelligence and the Senate Select Committee on Intelligence. It reconciles the differences between the committees' respective versions of the bill for the National Intelligence Program (NIP) and the Homeland Security Intelligence Program (HSIP) for Fiscal Year 2017. The Agreement also makes recommendations for the Military Intelligence Program (MIP), and the Information Systems Security Program (ISSP), consistent with the National Defense Authorization Act for Fiscal Year 2017, and provides certain direction for these two programs.

The Agreement supersedes the classified annexes to the reports accompanying H.R. 5077, passed by the House on May 24, 2016; S. 3017, reported by the Senate Select Committee on Intelligence on June 15, 2016; and H.R. 6393, passed by the House on November 30, 2016. All references to the House-passed and Senate-reported annexes are made solely to provide the heritage of, and context for, specific provisions.

The classified Schedule of Authorizations is incorporated into the bill pursuant to Section 102. It has the status of law. The classified annex supplements and adds detail to clarify the authorization levels found in the bill and the classified Schedule of Authorizations. The classified annex shall have the same legal force as this Joint Explanatory Statement to accompany the bill.

### PART II: SELECT UNCLASSIFIED CONGRESSIONAL DIRECTION

The Agreement reiterates, and incorporates herein by reference, the unclassified direction set forth in the Joint Explanatory Statement to H.R. 6393, and found at pages H7039 to H7041 of the Congressional Record for November 30, 2016.

#### *Managing a Multi-Sector Workforce in the Intelligence Community*

In addition to the unclassified direction set forth in the Joint Explanatory Statement to H.R. 6393, and the requirements of Section 306 of this Act, the Agreement directs the Di-

rector of National Intelligence (DNI) to ensure that each element of the IC includes in the budget justification materials submitted to Congress for fiscal years 2018 and 2019 the number of civilian (direct and reimbursable) full-time equivalents, core contractor full-time equivalents, and military personnel of such element.

The Agreement further directs the DNI, in completing the report required by subsection (d) of Section 306, to identify how the tool used to calculate personnel costs, as required by paragraph (2) of that subsection, accounts for compensation (including locality pays and allowances, benefits, pay raises, and promotions) and other factors to ensure that the DNI can effectively project and compare long-term costs of civilian personnel and contractors to the whole of the U.S. Government.

Finally, the transfer to or from personal services funding in below-threshold reprogramming is a concern to the congressional intelligence committees. Therefore, the Agreement designates personal services and non-personal service funding at the program level as congressional special interest items.

### PART III: SECTION-BY-SECTION ANALYSIS AND EXPLANATION OF LEGISLATIVE TEXT

There are important differences between H.R. 6480 and a prior version of the Intelligence Authorization Act for Fiscal Year 2017, H.R. 6393. Because most of the provisions contained in H.R. 6480 are substantively identical to those in H.R. 6393—save for changes to section numbers—this Joint Explanatory Statement dispenses with a full section-by-section analysis and explanation of the text for H.R. 6480. Instead, the Agreement reiterates, and incorporates herein by reference, the section-by-section analysis and explanation of the text for H.R. 6393 found at pages H7041 to H7043 of the Congressional Record for November 30, 2016, except as follows:

#### *Provisions of H.R. 6480 not included in H.R. 6393*

*Section 3.* This section provides that this Joint Explanatory Statement shall have the same effect with respect to the implementation of this H.R. 6480 as if it were a joint explanatory statement of a committee of conference.

*Section 306.* The section directs the Director of National Intelligence (DNI) to implement a multi-sector workforce initiative to improve the management of the workforce of the intelligence community, achieve appropriate ratios of government and contract workers, and establish processes for such ratios to be built and maintained. The section provides that personnel caps for IC components will be eliminated during a trial period in Fiscal Years 2017 and 2018. Absent further congressional action, at the start of Fiscal Year 2019, the trial period will sunset and personnel caps will be restored.

*Section 308.* This section requires the DNI to issue and release guidance regarding engagements between the entertainment industry and the IC.

*Section 312.* This section directs the Department of Homeland Security to establish a program to provide assistance to covered critical infrastructure, in order to reduce the risk of regional or national catastrophic harm caused by cyberattacks against such infrastructure.

#### *Provisions of H.R. 6393 not included in H.R. 6480*

*Section 308.* Modification of certain whistleblower procedures.

*Section 421.* Clarification of authority, direction, and control over the information assurance directorate of the National Security Agency.

*Section 601.* Information on activities of the Privacy and Civil Liberties Oversight Board.

*Section 602.* Authorization of appropriations for Privacy and Civil Liberties Oversight Board.

*Provisions of H.R. 6480 that Differ from H.R. 6393*

*Section 104.* This section has been modified to authorize for the Intelligence Community Management Account of DNI for Fiscal Year 2017 the sum \$561,788,000 vice \$559,796,000, and add "Intelligence" before "Community Management Account" and "made available" before "for advance research" in paragraph (1) of subsection (c).

*Section 304.* The title of this section has been modified to read "Math" rather than "Mathematics."

*Section 305.* The title of this section has been modified to read "Math" rather than "Mathematics"; additionally, in subsection (a), "one" is rendered as "1" and "math" is changed to "mathematics."

*Section 307* (Section 306 in H.R. 6393). This section has been retitled; additionally, subsection (a) has been deleted.

*Section 310* (Section 309 in H.R. 6393). This section has been modified to add: "classified or unclassified" before "annex," change "takes" to "tasks," and add "to the intelligence community or an element of before "the intelligence community" in subsection (a); "written" before "notice" in paragraph (1) and subparagraph (A) of paragraph (3) in subsection (b); and "written" before "description" in subparagraph (B) of paragraph (3) in subsection (b).

*Section 314* (Section 312 of H.R. 6393). This section has been modified to strike "other."

*Section 402.* This section has been modified to make technical changes regarding the statutory location of the new subsection.

*Section 421* (Section 422 of H.R. 6393). This section has been modified to add the Committees on the Judiciary of the House and Senate to the reporting requirement in subsection (a).

*Section 422* (Section 423 of H.R. 6393). This section has been modified to make technical corrections to conform to the National Defense Authorization Act for Fiscal Year 2017.

*Section 501.* This section has been modified to make technical corrections to subsection (c), and minor changes to the report required by paragraph (2) of subsection (h).

*Section 502.* This section has been modified to substitute new language directing the Secretary of State to take the lead role in establishing procedures for mandatory, advance notification of all travel by accredited diplomatic and consular personnel of the Russian Federation in the United States. It also has been modified to make conforming changes to the title.

*Section 601* (Section 701 in H.R. 6393). This section has been modified to strike "after September 11, 2001," in subsection (a), and add a further required element to the report required by subsection (c).

*Section 602* (Section 702 in H.R. 6393). This section has been modified to make technical corrections to conform to the National Defense Authorization Act for Fiscal Year 2017.

*Section 603* (Section 703 in H.R. 6393). This section has been substantially modified to replace operative language with direction requiring the Director of the National Security Agency to submit an annual report to the intelligence committees on national security systems.

*Section 604* (Section 704 in H.R. 6393). This section has been modified to add "written" before "certification" and "statement" in paragraphs (1) and (2), respectively, of subsection (b).

*Section 605* (Section 705 in H.R. 6393). This section has been modified to add "a written" before "an update" in subsection (b); changes "90" to "180" in paragraph (1) of subsection

(c); and add the Chairman of the Joint Chiefs of Staff to those who must assist with the report directed by paragraph (1) of subsection (e).

*Section 608* (Section 708 in H.R. 6393). This section has been modified to add "in writing" before "to the congressional intelligence committees" in paragraph (1) of subsection (b).

*Section 610* (Section 710 in H.R. 6393). This section has been modified to add "provide" before "a briefing."

*Section 612* (Section 712 in H.R. 6393). This section has been modified to add ", in writing," before "listing" and, at the end, "Such report may be submitted in classified form."

*Section 614* (Section 714 in H.R. 6393). This section has been modified to add the Committee on Transportation and Infrastructure of the House and the Committee on Commerce, Science, and Transportation of the Senate to the reporting requirement in subsection (a).

*Section 615* (Section 715 in H.R. 6393). This section has been modified to change the title; direct a report on "programs to counter terrorist narratives" rather than one on "counter-messaging"; direct the Secretary of the Department of Homeland Security, rather than the Department's Undersecretary of Homeland Security for Intelligence & Analysis; make appropriate conforming changes; and add the Committees on the Judiciary of the House and Senate to the reporting requirement in subsection (a).

#### 75TH ANNIVERSARY OF PEARL HARBOR: KEEPING THE HISTORY ALIVE

#### HON. MARCY KAPTUR

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

Monday, December 12, 2016

Ms. KAPTUR. Mr. Speaker, on Wednesday, 7 December, I was privileged to participate in the Congressional commemoration breakfast of the 75th anniversary of the attack on Pearl Harbor with the Friends of the National World War II Memorial. The following are my remarks to honor that solemn occasion:

Good morning. Chairman Bunting, thank you so very much and to all you Americans for being here today and helping us commemorate, honor and remember. It really is a distinct privilege to share with you today the remembrance of December 7th 1941, and I must say as we listen to the news reports and the discussion commemorations and so forth, I've actually been—I love this country so much and this vision for all people to live in freedom and to see the American people, and what they're doing to honor this memory and our heritage. You are all here because of what happened 75 years ago, December 7th 1941. I've seen on television this week ceremonies this afternoon and we're actually teaching the new generation by your presence here today. This, the day that honors the 2,403 US citizens and service members who were killed at Pearl Harbor, Hawaii in a surprise attack by Imperial Japan that triggered U.S. entry into WWII one day later.

I want to thank Chairman Bunting for your leadership—you don't have to do this, you could be on some golf course somewhere—and all the Friends of the WWII Memorial for organizing not only this breakfast but all the events this week. Many of our schools no longer teach this history, and so your work is even more important. We honor with your presence those Americans who so justly deserve history's keen memory. Thank you to Superintendent of the Na-

tional Mall, Gay Vietzke, for helping us make these arrangements today. I understand that Congressman Morgan Griffith, from the great state of Virginia is also here—thank you so very much. And importantly, I want to welcome our World War II veterans, and particularly Pearl Harbor survivors and their families with us this morning. If any of you wish to just raise your hand—thank you! What a truly historic occasion it is to be with you—our nation owes our liberty to your courage, to your patriotism and to your sacrifice.

In an earlier era, President Abraham Lincoln wrote a letter to Mrs. Lydia Bixby, that's become pretty famous, a widow living in Boston and thought to have lost five sons during the Civil War, and President Lincoln wrote to her: "The solemn pride that must be yours to have laid so costly a sacrifice upon the altar of freedom." These words apply to those of you who remember and whose families have sacrificed because of Pearl Harbor and WWII.

Today, again, a grateful nation remembers the solemn events of December 7th, 1941, another time of national testing. We recognize American heroes who rose out of the ashes to lead our country to triumphant victory. On that fateful day, Imperial Japan's surprise attack on the Pacific Fleet also destroyed almost 20 ships and over 300 planes in just two hours. The attack on Pearl Harbor served not only as the catalyst driving America to war, but also as a great rallying cry to our people—overriding any hesitation and instilling grim determination to see the mission through, no matter the cost—and the cost was the greatest the world had ever seen. The story of that morning is filled with examples of the finest America has to offer—Sailors risking their own lives to save their shipmates, nurses tending the wounded as bombs continued to drop and machine guns sprayed the buildings. It is the story of young men, never before challenged on the field of battle, taking up arms to defend their ship, their comrades and their country. It is the story of America—a country that, when knocked down, never gets knocked out, and always gets back up and wins the fight.

Exactly one day after the attack, by a vote of 82 to 0 in the Senate, and 388-1 in the House, the United States declared war on Imperial Japan. Three days after that, Congress declared war on the Axis Powers, Germany and Italy, as the United States—President Roosevelt's "great arsenal of democracy"—engaged in war on two fronts. That vote, to send America's sons and daughters across an ocean, to fight an enemy, knowing they may not come home is the hardest vote of any Member of Congress's life. While we cannot know exactly what those men and women of 1941 were thinking, we can understand their feelings, their hesitations, and their desire to seek justice for the innocent Americans who lost their lives that day.

In many of my travels, I've had an opportunity to work with members of the Japanese Diet, and I got to be friends with some of them, and I finally had the mustard one day to ask one of them: "Could you please explain to me why you bombed Pearl Harbor on December 7th 1941?" It was a hard question for me to ask, but the answer came back: "to stop colonialism in the Pacific." And I said "Thank you so much that we can be honest with one another. That we can talk about what happened in that period of time." We ignore those exchanges. Those of you involved in education, in historical associations like Friends of the WWII Memorial, we simply can't dialogue enough in this day and age.

Many of those who survived that fateful morning continued to serve in the military.