

wheelchair. His young son is also wheelchair-bound and is afflicted with a disease that requires the child to be on a respirator around-the-clock for life. That we would not extend a benefit that would make life better for Mr. and Mrs. Connolly is unthinkable and I applaud Mr. BRALEY for his work.

I also thank Chairman MILLER, Ranking Member FILNER, and Chairman RUNYAN for including the provisions of the Andrew Connolly Veterans' Housing Act in this must-pass legislation. I urge all Members to support H.R. 1407 as amended.

Mr. MILLER of Florida. Madam Speaker, I once again urge all Members to support H.R. 1407, as amended.

I yield back the balance of my time. The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Florida (Mr. MILLER) that the House suspend the rules and pass the bill, H.R. 1407, as amended.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

A motion to reconsider was laid on the table.

□ 1610

#### HONORING AMERICAN VETERANS ACT OF 2011

Mr. MILLER of Florida. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 1627) to amend title 38, United States Code, to provide for certain requirements for the placement of monuments in Arlington National Cemetery, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 1627

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Honoring American Veterans Act of 2011".

#### SEC. 2. REQUIREMENTS FOR THE PLACEMENT OF MONUMENTS IN ARLINGTON NATIONAL CEMETERY.

Section 2409(b) of title 38, United States Code, is amended—

(1) by striking "Under" and inserting "(1) Under";

(2) by inserting after "Secretary of the Army" the following: "and subject to paragraph (2)"; and

(3) by adding at the end the following new paragraphs:

"(2)(A) Except for a monument containing or marking interred remains, no monument (or similar structure, as determined by the Secretary of the Army in regulations) may be placed in Arlington National Cemetery except pursuant to the provisions of this subsection.

"(B) A monument may be placed in Arlington National Cemetery if the monument commemorates—

"(i) the service in the Armed Forces of the individual, or group of individuals, whose memory is to be honored by the monument; or

"(ii) a particular military event.

"(C) No monument may be placed in Arlington National Cemetery until the end of the 25-year period beginning—

"(i) in the case of the commemoration of service under subparagraph (B)(i), on the last day of the period of service so commemorated; and

"(ii) in the case of the commemoration of a particular military event under subparagraph (B)(ii), on the last day of the period of the event.

"(D) A monument may be placed only in those sections of Arlington National Cemetery designated by the Secretary of the Army for such placement and only on land the Secretary determines is not suitable for burial.

"(E) A monument may only be placed in Arlington National Cemetery if an appropriate non-governmental entity has agreed to act as a sponsoring organization to coordinate the placement of the monument and—

"(i) the construction and placement of the monument are paid for only using funds from private sources;

"(ii) the Secretary of the Army consults with the Commission of Fine Arts before approving the design of the monument; and

"(iii) the sponsoring organization provides for an independent study on the availability and suitability of alternative locations for the proposed monument outside of Arlington National Cemetery.

"(3)(A) The Secretary of the Army may waive the requirement under paragraph (2)(C) in a case in which the monument would commemorate a group of individuals who the Secretary determines—

"(i) has made valuable contributions to the Armed Forces that have been ongoing and perpetual for longer than 25 years and are expected to continue on indefinitely; and

"(ii) has provided service that is of such a character that the failure to place a monument to the group in Arlington National Cemetery would present a manifest injustice.

"(B) If the Secretary waives such requirement under subparagraph (A), the Secretary shall—

"(i) make available on an Internet website notification of the waiver and the rationale for the waiver; and

"(ii) submit to the Committee on Veterans' Affairs and the Committee on Armed Services of the Senate and the Committee on Veterans' Affairs and the Committee on Armed Services of the House of Representatives written notice of the waiver and the rationale for the waiver.

"(4) The Secretary of the Army shall provide notice to the Committee on Armed Services and the Committee on Veterans' Affairs of the Senate and the Committee on Veterans' Affairs and the Committee on Armed Services of the House of Representatives of any monument proposed to be placed in Arlington National Cemetery. During the 60-day period beginning on the date on which such notice is received, Congress may pass a joint resolution of disapproval of the placement of the monument. The proposed monument may not be placed in Arlington National Cemetery until the later of—

"(A) if Congress does not pass a joint resolution of disapproval of the placement of the monument, the date that is 60 days after the date on which notice is received under this paragraph; or

"(B) if Congress passes a joint resolution of disapproval of the placement of the monument, and the President signs a veto of such resolution, the earlier of—

"(i) the date on which either House of Congress votes and fails to override the veto of the President; or

"(ii) the date that is 30 session days after the date on which Congress received the veto and objections of the president."

#### SEC. 3. CODIFICATION OF PROHIBITION AGAINST RESERVATION OF GRAVESITES AT ARLINGTON NATIONAL CEMETERY.

(a) IN GENERAL.—Chapter 24 of title 38, United States Code, is amended by inserting after section 2410 the following new section:

#### "§2410A. Arlington National Cemetery: other administrative matters

"(a) ONE GRAVESITE PER FAMILY.—(1) Not more than one gravesite may be provided at Ar-

lington National Cemetery to a veteran or member of the Armed Forces who is eligible for interment at such cemetery and the family members of such veteran or member who are also eligible for interment at such cemetery.

"(2) The Secretary may waive the requirement under paragraph (1) in extreme circumstances, as determined by the Secretary. If the Secretary waives such requirement under this paragraph, the Secretary shall submit notice of the waiver to the Committee on Veterans' Affairs and the Committee on Armed Services of the Senate and the Committee on Veterans' Affairs and the Committee on Armed Services of the House of Representatives.

"(b) PROHIBITION AGAINST RESERVATION OF GRAVESITES.—A gravesite at Arlington National Cemetery may not be reserved for an individual before the death of such individual."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 24 of such title is amended by inserting after the item relating to section 2410 the following new item:

"2410A. Arlington National Cemetery: other administrative matters."

#### (c) APPLICABILITY.—

(1) IN GENERAL.—Except as provided in paragraph (2), section 2410A of such title, as added by subsection (a), shall apply with respect to all interments at Arlington National Cemetery after the date of the enactment of this Act.

(2) EXCEPTION.—Subsection (b) of such section, as so added, shall not apply with respect to the interment of an individual for whom a written request for a reserved gravesite was submitted to the Secretary of the Army before January 1, 1962, and subsequently approved.

#### (d) REPORT.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of the Army shall submit to Congress a report on reservations made for interment at Arlington National Cemetery.

(2) ELEMENTS.—The report required by paragraph (1) shall include the following:

(A) The number of requests for reservation of a gravesite at Arlington National Cemetery that were submitted to the Secretary of the Army before January 1, 1962.

(B) The number of gravesites at such cemetery that, on the day before the date of the enactment of this Act, were reserved in response to such requests.

(C) The number of such gravesites that, on the day before the date of the enactment of this Act, were unoccupied.

(D) A list of all reservations for gravesites at such cemetery that were extended by individuals responsible for management of such cemetery in response to requests for such reservations made on or after January 1, 1962.

(E) A description of the measures that the Secretary is taking to improve the accountability and transparency of the management of gravesite reservations at Arlington National Cemetery.

(F) Such recommendations as the Secretary may have for legislative action as the Secretary considers necessary to improve such accountability and transparency.

#### SEC. 4. SENSE OF CONGRESS REGARDING THE PROVISION OF A MEMORIAL MARKER ON CHAPLAINS HILL TO HONOR THE MEMORY OF THE JEWISH CHAPLAINS WHO DIED WHILE ON ACTIVE DUTY IN THE ARMED FORCES OF THE UNITED STATES.

(a) FINDINGS.—Congress makes the following findings:

(1) 13 Jewish chaplains have died while on active duty in the Armed Forces of the United States.

(2) Army Chaplain Rabbi Alexander Goode died on February 3, 1943, when then U.S.S. *Dorchester* was sunk by German torpedoes off the coast of Greenland.

(3) Chaplain Goode received the Four Chaplains' Medal for Heroism and the Distinguished

Service Cross for his heroic efforts to save the lives of those onboard the *Dorchester*.

(4) Army Chaplain Rabbi Irving Tepper was killed in action in France on August 13, 1944.

(5) Chaplain Tepper also saw combat in Morocco, Tunisia, and Sicily while attached to an infantry combat team in the Ninth Division.

(6) Army Chaplain Rabbi Louis Werfel died on December 24, 1944, at the young age of 27, in a plane crash while en route to conduct Chanukah services.

(7) Chaplain Werfel was known as "The Flying Rabbi" because his duties required traveling great distances by plane to serve Army personnel of Jewish faith at outlying posts.

(8) Army Chaplain Rabbi Meir Engel died at the Naval Hospital in Saigon, Vietnam, on December 16, 1964, after faithfully serving his country during World War II, the Korean War, and the Vietnam War.

(9) Army Chaplain Rabbi Morton Singer died on December 17, 1968, in a plane crash while on a mission in Vietnam to conduct Chanukah services.

(10) Army Chaplain Rabbi Herman Rosen died in service of his faith and his country on June 18, 1943.

(11) His son, Air Force Chaplain Solomon Rosen, also died in service of his faith and his country on November 2, 1948.

(12) Army Chaplain Rabbi Nachman Arnoff died in service of his faith and his country on May 9, 1946.

(13) Army Chaplain Rabbi Frank Goldenberg died in service of his faith and his country on May 22, 1946.

(14) Army Chaplain Rabbi Henry Goody died in service of his faith and his country on October 19, 1943.

(15) Army Chaplain Rabbi Samuel Hurwitz died in service of his faith and his country on December 9, 1943.

(16) Air Force Chaplain Rabbi Samuel Rosen died in service of his faith and his country on May 13, 1955.

(17) Air Force Chaplain Rabbi David Sobel died in service of his faith and his country on March 7, 1974.

(18) Chaplains Hill in Arlington National Cemetery memorializes the names of 242 chaplains who perished while serving on active duty in the Armed Forces of the United States.

(19) None of the 13 Jewish chaplains who have died while serving on active duty are memorialized on Chaplains Hill.

(b) *SENSE OF CONGRESS*.—It is the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker, to be paid for with private funds, to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States, so long as the Secretary of the Army has exclusive authority to approve the design and site of the memorial marker.

**SEC. 5. SENSE OF CONGRESS REGARDING THE SERVICE AND SACRIFICE OF MEMBERS OF THE UNITED STATES ARMED FORCES WHO ARE SERVING IN, OR HAVE SERVED IN, OPERATION ENDURING FREEDOM, OPERATION IRAQI FREEDOM, AND OPERATION NEW DAWN.**

(a) *FINDINGS*.—Congress makes the following findings:

(1) More than 2,000,000 members of the Armed Forces have deployed to the theaters of war since the commencement of Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn.

(2) Hundreds of thousands of such members have deployed for multiple tours of duty, leaving their homes, their families, and in many cases, their civilian jobs.

(3) More than 5,500 members of the Armed Forces have made the ultimate sacrifice for the United States while serving in Iraq or Afghanistan.

(4) Tens of thousands of additional members of the Armed Forces have been seriously wounded in the line of duty while serving in these theaters of war.

(5) These members of the Armed Forces have answered the Nation's call to duty, serving bravely and nobly and, in most cases, without fanfare or acclaim.

(6) These members of the Armed Forces have personified the virtues of patriotism, service, duty, courage, and sacrifice.

(7) All Americans recognize the service and sacrifices made by these members of the Armed Forces and their families.

(b) *SENSE OF CONGRESS*.—Congress—

(1) honors the members of the Armed Forces who are serving in Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn and the members and veterans who have previously served in Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn; and

(2) calls on all Americans to reflect on the service of these members and veterans and to hold them in a special place of honor now and in the future.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Florida (Mr. MILLER) and the gentleman from Minnesota (Mr. WALZ) each will control 20 minutes.

The Chair recognizes the gentleman from Florida.

Mr. MILLER of Florida. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, I rise in support of H.R. 1627, as amended, a bill to provide for certain requirements for the placement of monuments in Arlington National Cemetery, and for other purposes.

H.R. 1627, as amended, is a bipartisan bill that contains several provisions related to Arlington National Cemetery which were originally included in H.R. 1627, H.R. 1441, H. Con. Res. 12, and H. Con. Res. 45.

H.R. 1441, introduced by Mr. RUNYAN, codifies regulations and policies that bar reservations for burial or interment at Arlington National Cemetery made on or after January 1, 1962. There was broad support for this legislation at the committee's legislative hearing, and we have included two changes that Arlington management raised with the original text of the bill.

The bill, as amended, also includes additional transparency to the process of waivers for new monuments at Arlington. Under the process set up in the bill, as amended, whenever the Secretary of the Army approves a monument in compliance with the criteria set forth in the bill, Congress must immediately be notified of the decision. Congress then has 60 days to pass a resolution opposing the Secretary's position. This provides a clear check and balance on the Secretary's decision while removing the added time that it usually takes for Congress to pass a resolution in support of the waiver, as required by the current process.

The bill, as amended, also includes H. Con. Res. 12, which expresses the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery be provided for a memorial marker to honor the memory of Jewish

chaplains who died while on active duty. The honor of this monument for these brave servicemembers is long overdue, and I am especially glad we were able to pass this resolution during the month of May, which is Jewish American Heritage Month.

Finally, the bill as amended includes H. Con. Res. 45, which I introduced, honoring the service and sacrifice of the members of the United States Armed Forces who are serving in, or who have served in, Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn. As we observe Memorial Day next week, I believe it is very appropriate to acknowledge the courage and sacrifice of these veterans and servicemembers from our most recent conflicts.

I urge all Members to support H.R. 1627, as amended.

I reserve the balance of my time.

Mr. WALZ of Minnesota. Madam Speaker, I yield myself such time as I may consume.

I too rise in support of this piece of legislation, Honoring American Veterans Act of 2011. It is a very important, very sacred responsibility with the placement of monuments and how Arlington National Cemetery and our national cemeteries work. It is very clear in the prohibition of the reservation of grave sites at Arlington National. It also makes clear that only one grave site per family is permitted for burial.

Again, I am proud of serving on this committee and am proud of the chairman and the subcommittee chairman's work. There was a little bit of controversy as we talked through this issue of Arlington monuments, but I am very pleased the way this worked out. I think the compromise, working with the Senate and making sure that happens is in the right interest of the veterans' groups; it is in the right interest of those families who have their loved ones interred at Arlington.

I think once we develop that commission, it keeps Congress in the loop, strikes that proper balance of the original bill, we are going to have a really great piece of legislation, and that is exactly the way it is supposed to work.

This piece of legislation does honor the memory of those Jewish chaplains at Arlington by establishing a memorial marker on Chaplains Hill, and rightly so, to honor those who died while on active duty, and pays tribute to all of our servicemembers serving in Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn.

I think it is, again, absolutely appropriate that this piece of legislation is coming up the week before Memorial Day, and I believe the committee is doing the work we were sent to do.

With that, I reserve the balance of my time.

Mr. MILLER of Florida. Madam Speaker, I yield such time as he may consume to the chairman of the Subcommittee on Disability Assistance

and Memorial Affairs, the gentleman from New Jersey (Mr. RUNYAN).

Mr. RUNYAN. I thank Chairman MILLER.

Madam Speaker, I rise today in support of H.R. 1627, as amended, a bill containing several provisions regarding Arlington National Cemetery.

H.R. 1627, as amended and introduced by Chairman MILLER, alters the requirements for the placement of certain monuments within Arlington National Cemetery. It would limit the erection of monuments not containing interred remains. These changes bring the requirements in better accord with the primary purpose of the cemetery: to honor our fallen servicemembers.

H.R. 1441, which I have introduced and included in H.R. 1627, as amended, would codify the regulations and policies barring reservations for burial at Arlington National Cemetery.

After being informed by a constituent of potential problems of past mismanagement at the cemetery, including lax oversight, damaged graves, and improper burials, I met with Mr. Patrick Hallinan, superintendent of Arlington National Cemetery, and Ms. Kathryn Condon, executive director of the Army National Cemeteries Program, in March, who helped me to quickly address and resolve the concerns of my constituent. H.R. 1627 will give Mr. Hallinan and Ms. Condon valuable tools to further aid them in their stewardship of some of the Nation's most sacred ground.

The space at Arlington National Cemetery is very limited, so we must plan accordingly. These provisions ensure that our Nation's most revered cemetery will remain open to all eligible veterans, regardless of rank or position, while maintaining its current pristine and peaceful setting for the interment of our fallen servicemembers.

The bill, as amended, also includes H. Con. Res. 12, which expresses the same sense of Congress that a monument should be placed to honor Jewish chaplains. As an original cosponsor of this resolution, I am thankful that we were able to include it in this bill.

Finally, the bill, as amended, includes H. Con. Res. 45, which Chairman MILLER introduced to honor the commitment and dedication of our Armed Forces who are serving, or have served, in Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn.

Over 2 million members of the armed services have been deployed to theaters of war since the commencement of Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn. As Chairman MILLER noted, it is especially fitting that we honor our servicemembers as Memorial Day approaches.

I want to thank my friend, Mr. MCNERNEY of California, the ranking member of the Subcommittee on Disability Assistance and Memorials, for his bipartisan leadership in moving this bill forward.

I urge all Members to support H.R. 1627, as amended.

Mr. WALZ of Minnesota. Madam Speaker, I yield 3 minutes to the gentleman from Iowa (Mr. LOEBSACK).

Mr. LOEBSACK. I thank the gentleman for yielding.

Madam Speaker, I rise today in support of H.R. 1627, which contains legislation that Congressman RUNYAN and I introduced to end the practice of back-room deals and reservations at Arlington National Cemetery.

It codifies what has been Army policy since 1962—that every eligible servicemember should be buried at Arlington without regard for rank or status. Unfortunately, Army policy has gone unheeded for over 40 years, and past supervisors of the cemetery have allowed these deals to continue. The bill, therefore, requires a full accounting of the off-the-books deals that have been made in the past.

Arlington National Cemetery, as we all know, is our Nation's most hallowed ground. The promise we make to those who wear our Nation's uniform and to their families is that our Nation will honor and remember their service, that we will never forget that freedom is not free.

As Memorial Day approaches, as everyone today has mentioned, I strongly believe we should honor all those who have served by putting an end to reservations at Arlington once and for all.

□ 1620

I would especially like to thank Congressman RUNYAN for allowing me to work with him on H.R. 1441 and on the larger bill, H.R. 1627. I want to thank Chairman MILLER and Ranking Mr. FILNER for their support as well.

I urge my colleagues to support this bill.

Mr. MILLER of Florida. I reserve the balance of my time.

Mr. WALZ of Minnesota. Madam Speaker, I yield 5 minutes to the gentleman from New York (Mr. WEINER).

Mr. WEINER. I thank the gentleman for yielding me time.

I also want to express my appreciation to Chairman MILLER, Ranking Member FILNER, Chairman RUNYAN of the subcommittee, and our colleague Congressman MCNERNEY.

Madam Speaker, I rise in support of H.R. 1627, which contains authorization language from a bill that I sponsored, House Concurrent Resolution 12, to designate a plot of land at Arlington Cemetery to be used for a memorial honoring the Jewish chaplains of our Armed Services.

Jewish chaplains have served our country for 149 years. In fact, there are 32 currently on active duty today, yet they still do not have a place with their Protestant and Catholic counterparts on Chaplains Hill in Arlington Cemetery. Today, all that is standing between Arlington Cemetery and a memorial for Jewish chaplains is the passage of this bill in the House and Senate.

I, frankly, am not the one who thought of creating a memorial for Jewish chaplains. In fact, like many Jewish Americans and veterans nationwide, I was surprised to learn that no such memorial existed at Arlington Cemetery. A citizen named Ken Kraetzer, who is the vice commander of the Sons of the American Legion for New York State and who is joining us here today, noted the absence of a monument for Jewish chaplains while he was researching the stories of the four immortal chaplains who died while giving final rites on board the USS *Dorchester* in 1943.

For those who are unfamiliar with the story, as I was, a convoy of three ships passed through "torpedo alley" off the coast of Greenland at about 1 a.m. on February 3, 1943. A German U-boat fired three torpedoes, one of which hit the *Dorchester*—a U.S. Army troop ship with more than 900 men on board. The four chaplains on board—two Protestant pastors, a Catholic priest and a Jewish rabbi—were among the first on deck, calming the men and handing out lifejackets. When they ran out of lifejackets, without regard to faith or race, they took off their own and placed them on waiting soldiers. Approximately 18 minutes from the explosion, the ship went down. By witnesses, they were last seen standing arm-in-arm on the hull of the ship, each praying in his own way for the care of the men. Almost 700 died that day, making it the third largest loss at sea of its kind for the United States during World War II.

While trying to locate these four famous chaplains on Chaplains Hill, Mr. Kraetzer noticed that Rabbi Alexander Goode was the only one of the four chaplains not distinguished by a memorial. Ken partnered with two other veterans, Rabbi Harold Robinson and Sol Moglen, who are also in the gallery today, to help lead fund-raising efforts. It took just a few months, and they raised over \$50,000.

They used the other memorials as a model for the new monument they proposed for the 13 Jewish chaplains who lost their lives from 1943 to 1974. The monument, as designed, will stand 7 feet tall with a bronze plaque mounted on a granite slab, listing all 13 names, as well as the Jewish proverb, "I ask not for a lighter burden but for broader shoulders," and it would also have an inscription of the Star of David. There will also be a place at the bottom for future chaplains if, God forbid, needed.

While planning this project, Mr. Kraetzer, Rabbi Robinson and Mr. Moglen were in touch with Arlington Cemetery. They were notified—something that I'm sure members of the committee knew, but I did not—that a 2001 rule requires congressional approval for all memorials at Arlington Cemetery, which we are rectifying today with this bill. It should be pointed out that the section of the bill that we are going to be sponsoring mirrors Senate action. Although it's part of a

larger bill, it will take effect as soon as their action takes effect. It does not need the signing of the President, according to those at the Army.

The group quickly alerted the Jewish War Veterans of the United States of America, the Jewish Welfare Board, the Jewish Chaplains Council, and they finally reached out to me. I was touched by the work of these great men, and quickly introduced a resolution to fix the problem. Senator SCHUMER is the sponsor of the Senate version, S. Con. Res. 4, which has 25 Senate sponsors. The resolution we have today is bipartisan in nature. It has 86 cosponsors, and had been endorsed by 35 Jewish organizations and 47 Jewish War Veterans chapters before being added to the bill.

The Jewish Federations of North America and Shelly Rood have been working to help pass this bill to recognize the achievements of these 13 Jewish chaplains. I also want to thank Major Gretchen Gardner of Arlington Cemetery for helping us all navigate the Army's process.

My staff has been ensured by Major Gardner and others that, if we and the Senate pass this bill, it will satisfy the requirements of 32 CFR 553.22(1) of the Code of Federal Regulations, which governs the monuments at Arlington Cemetery.

Finally, surviving members of the chaplains have been involved in this process. I want to particularly recognize David and Rafael Engel, who are the sons of Meir Engel, and their children, Jonathan and Yael, who are here with us today, as well as Vera Silberberg, the daughter of Morton Singer.

I am very grateful that we are one step closer to raising this monument and to properly honoring the brave Jewish chaplains who serve our country today. There can be no better way to celebrate Jewish Heritage Month. I look forward to the ceremony at Arlington Cemetery that will follow this vote.

The SPEAKER pro tempore. The time of the gentleman has expired.

Mr. WALZ of Minnesota. I yield the gentleman an additional 2 minutes.

Mr. WEINER. Mr. Chairman and my colleagues, if it would be appropriate, I would like to now list the names of the 13 fallen chaplains who will be honored on this memorial should this become law:

Captain Nachman Arnoff of the United States Army, Lieutenant Colonel Meir Engel of the United States Army, First Lieutenant Frank Goldenberg of the United States Army, Lieutenant Alexander Goode of the United States Army, Lieutenant Henry Goody of the United States Army, Major Samuel Hurwitz of the United States Army, First Lieutenant Herman Rosen of the United States Army, Lieutenant Colonel Samuel Rosen of the United States Air Force, First Lieutenant Solomon Rosen of the United States Army, Captain Morton Singer of the United

States Army, Captain David Sobel of the United States Air Force, Captain Irving Tepper of the United States Army, and First Lieutenant Louis Werfel of the United States Army.

May God bless their souls, and may we remember them and honor them with a memorial at Arlington Cemetery.

I ask my colleagues to vote "yes" on this, and I thank my colleagues for their indulgence.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Members are reminded to refrain from referencing persons occupying the gallery.

Mr. WALZ of Minnesota. We are certainly proud of this piece of legislation, Madam Speaker, and we are in full support of it. I would like to thank the gentleman from New York for his unflinching and unwavering work to get this done for all the right reasons.

I yield back the balance of my time.

Mr. MILLER of Florida. I too want to thank my good friend from New York (Mr. WEINER) for his fine work on this piece of legislation. I am proud to have it in the bill today at this particular time of the year, in the month of May.

GENERAL LEAVE

Mr. MILLER of Florida. I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks on H.R. 1627, as amended.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Florida?

There was no objection.

Mr. MILLER of Florida. Madam Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Florida (Mr. MILLER) that the House suspend the rules and pass the bill, H.R. 1627, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. MILLER of Florida. Madam Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

□ 1630

#### RESTORING GI BILL FAIRNESS ACT OF 2011

Mr. MILLER of Florida. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 1383) to temporarily preserve higher rates for tuition and fees for programs of education at non-public institutions of higher learning pursued by individuals enrolled in the Post-9/11 Educational Assistance Program of the Department of Vet-

erans Affairs before the enactment of the Post-9/11 Veterans Educational Assistance Improvements Act of 2010, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 1383

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Restoring GI Bill Fairness Act of 2011".

#### SEC. 2. PRESERVATION OF HIGHER RATES FOR TUITION AND FEES FOR PROGRAMS OF EDUCATION AT NON-PUBLIC INSTITUTIONS OF HIGHER LEARNING PURSUED BY INDIVIDUALS ENROLLED IN SUCH PROGRAMS PRIOR TO CHANGE IN MAXIMUM AMOUNT.

(a) IN GENERAL.—Notwithstanding paragraph (1)(A)(ii) of section 3313(c) of title 38, United States Code (as amended by the Post-9/11 Veterans Educational Assistance Improvements Act of 2010 (Public Law 111-377)), the amount payable under that paragraph (or as appropriately adjusted under paragraphs (2) through (7) of that section) for tuition and fees for pursuit by an individual described in subsection (b) of an approved program of education at a non-public institution of higher learning during the period beginning on August 1, 2011, and ending on July 31, 2014, shall be the greater of—

(1) \$17,500; or

(2) the established charges payable for the program of education determined using the table of the Department of Veterans Affairs entitled "Post-9/11 GI Bill 2010-2011 Tuition and Fee In-State Maximums", published October 27, 2010 (75 Fed. Reg. 66193), as if that table applied to the pursuit of the program of education by that individual during that period.

(b) COVERED INDIVIDUALS.—An individual described in this subsection is an individual entitled to educational assistance under chapter 33 of title 38, United States Code, who, on or before April 1, 2011, was enrolled in a non-public institution of higher learning in a State in which—

(1) the maximum amount of tuition per credit in the 2010-2011 academic year, as determined pursuant to the table referred to in subsection (a)(2), exceeded \$700; and

(2) the combined amount of tuition and fees for full-time attendance in the program of education in such academic year exceeded \$17,500.

(c) DEFINITIONS.—In this section:

(1) The term "approved program of education" has the meaning given that term in section 3313(b) of title 38, United States Code.

(2) The term "established charges", with respect to a program of education, means the actual charges (as determined pursuant to regulations prescribed by the Secretary of Veterans Affairs on the basis of a full academic year) for tuition and fees which similarly circumstanced nonveterans enrolled in the program of education would be required to pay.

(3) The term "institution of higher learning" has the meaning given that term in section 3452(f) of title 38, United States Code.

#### SEC. 3. EXTENSION OF LOAN GUARANTY FEE FOR CERTAIN SUBSEQUENT LOANS.

(a) EXTENSION.—Section 3729(b)(2)(B)(ii) of title 38, United States Code, is amended—

(1) by striking "January 1, 2004, and before October 1, 2011" and inserting "October 1, 2011, and before October 1, 2012"; and

(2) by striking "3.30" both places it appears and inserting "2.80".

(b) CONFORMING AMENDMENT.—Section 3729(b)(2)(B)(iii) of such title is amended by