

will ever face: loved ones in pain with difficult medical conditions at the end of life.

We were discussing legislation that Dr. ROE and I have cosponsored—the Personalize Your Care Act of 2013, H.R. 1173.

Despite widespread agreement in principle that individuals should be fully involved with decisions related to their health care, too often, this is not the reality. Most adults have not completed an advanced directive. If documents are completed, they are not regularly revisited and can be difficult to locate when needed. Because these issues are difficult to discuss, often surrogates feel ill-prepared to interpret their loved ones' written wishes. These shortcomings leave families and health care proxies faced with the burden of determining their loved ones' wishes in the midst of crisis, adding greater stress and anxiety.

One of the great misconceptions about advanced care planning is that it is a onetime event. Attempting to plan for all of the possibilities in a single document or within a single conversation is both overwhelming and impossible. For advanced care planning to be successful, it must become less about legal documentation and more about facilitating ongoing communication about the future care wishes among individuals, their health care providers and their families.

This approach recognizes that documents like advance directives and physician orders for life-sustaining treatment are not the end but the means—the tools—for documenting care preferences based on informed decisions that incorporate an individual's values, personal goals and current circumstance. This process not only provides higher quality care but personalized care. This is the right time to embrace this simple, commonsense reform.

I stepped out of a hearing going on in Ways and Means about the Affordable Care Act, which has basically become a contest, an ongoing soap opera, not an effort to fix the expensive health care system that too often delivers mediocre results. Instead, it is used as a political tug of war. The Personalize Your Care Act is a way out of this cul-de-sac. It is a way that we can come together to empower families, to know what they face, to understand their choices, to make their wishes known, and to assure their wishes are respected.

I strongly urge my colleagues to join Dr. ROE and me to cosponsor H.R. 1173, the Personalize Your Care Act, and to work with us to guarantee this important protection for all American families.

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#### NSA AND THE SNOOP AND SPY CAUCUS

The SPEAKER pro tempore. The Chair recognizes the gentleman from Texas (Mr. POE) for 5 minutes.

Mr. POE of Texas. Mr. Speaker:

The administration puts forward a false choice between the liberties we cherish and the security we provide. No more illegal wiretapping of citizens, no more ignoring the law when it is convenient—that is not who we are. That is not what is necessary to defeat the terrorists. We will again set an example for the world that the law is not subject to the whims of stubborn rulers and that justice is not arbitrary. This administration acts like violating civil liberties is the way to enhance our own security. It is not.

Mr. Speaker, those were the words of Senator Barack Obama in 2007.

That was then. This is now.

The NSA, the National Spy Agency, as I call it, is continuing its stealth intrusion into the lives of not only Americans but of foreign leaders as well, whom Senator Obama once talked about. The NSA has been caught eavesdropping on the Germans, the French, and now new reports say 60 million phone calls in Spain were monitored by the NSA.

A bit more history about the NSA and its spying:

The Department of Justice stealthily seized information from 20 different Associated Press phone lines, including some in the U.S. Capitol—right up there. The Department of Justice stealthily seized phone records of Fox News reporter James Rosen, of his parents and of several Fox News phone lines. In the month of January of 2013 alone, 125 billion phone calls were monitored worldwide, and at least 3 billion of them were phone calls in America.

The NSA stealthily seized from Verizon Business Network Services millions of telephone records, including the locations, numbers and times of domestic calls. A secret government program called PRISM allowed the NSA to search photos, emails and documents from computers at Apple, Google and Microsoft, among many other Internet sources.

NSA and the Snoop and Spy Caucus say this spying on Americans and our allies is necessary to catch the terrorists. They even claim terrorist attacks have been prevented. If this is true, show the evidence. Prove it. Where are the terrorists who supposedly have been thwarted by these surveillance tendencies?

Even if it is true, which I doubt, it still violates the law. In my opinion, it violates the PATRIOT Act. The PATRIOT Act doesn't allow for this nonsense. It violates the constitutional right of privacy, Mr. Speaker. It violates the Fourth Amendment and the right of persons to be secure in their homes, papers and effects without government intrusion. Government cannot use the old Soviet-style, dragnet approach, hoping to catch a big fish while also catching the endangered species of freedom.

Those who argue otherwise say they must seize the whole haystack to find the needle in the haystack. Mr. Speaker, that is exactly what is prevented in the Fourth Amendment. I would like to quote the Fourth Amendment:

The right of the people to be secure in their persons, houses, papers, and effects against unreasonable searches and seizures, shall not be violated, and no warrants shall issue but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched and the persons or things to be seized.

The Fourth Amendment specifically prohibits government from seizing the whole haystack to find the one needle.

Mr. Speaker, the American people have lost trust in government. It is time for Congress to intervene to prevent the invasion of privacy by government against the citizens. The Federal Government must stop redlining the Fourth Amendment.

According to an administration official, the President did not sign off on this stuff, and was unaware of the depth of the surveillance of foreign leaders.

Who did sign off?

Mr. Speaker, is there a shadow government in America that operates outside the law, outside the knowledge of the administration?

Sort of spooky, isn't it, Mr. Speaker?

Technology may change, but the Constitution does not. We can have security but not at the cost of losing individual freedom because, to quote the constitutional law professor:

There should be no choice between the liberties we cherish and the security we provide.

And that's just the way it is.

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#### TRADE AND KOREA

The SPEAKER pro tempore. The Chair recognizes the gentlewoman from Ohio (Ms. KAPTUR) for 5 minutes.

Ms. KAPTUR. Mr. Speaker, Politico recently reported that U.S. Trade Representative Michael Froman is pressing for another trade bill as soon as possible. This one is called the Trans-Pacific Partnership (TPP), to be signed with Asian Pacific countries, about a dozen of them. But whether it is the Obama administration, the Bush I or Bush II administration or the Clinton administration, the executive branch continues to push the same old failed trade model that puts foreign involvement and multinational interests ahead of America's workers and America's businesses. In fact, these deals have cost America millions and millions of jobs as our trade deficit continues to get worse.

This TPP proposal is particularly disturbing as a new trade deal. Because, if you look at the results of the first Obama administration trade deal, the Korean deal, you will see the proof is in the pudding that things didn't get better with our economy, they actually got worse. We were told with the Korean free trade deal that America would create 70,000 jobs here at home.

Guess what?

The fact is, in reality, with the Korean free trade deal, America has lost another 40,000 jobs as a result of that agreement alone. That is about 4,000

jobs lost each month because of the Korean free trade deal.

We were promised with the Korean deal that our economy would grow through increased exports by \$10 billion to \$11 billion.

Guess what?

In reality, U.S. exports to Korea have actually declined by roughly \$800 million since the agreement took effect. Yes, that is a 20 percent decline. That translates into lost jobs and lost income.

America was told that if we signed the Korean trade agreement that, actually, our trade deficit would shrink.

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Well, guess what, the month the Korean trade agreement took effect, the U.S. trade deficit with Korea was \$564 billion. It has nearly tripled to \$1.6 billion, adding to the sea of red trade-deficit ink and more lost jobs.

We were told that America would actually level the playing field in the field of automotive trade if we passed the Korean free trade deal. I didn't vote for it. But guess what? Since the Korean agreement took effect, U.S. exports of motor vehicles to Korea have gone up monthly by, guess what, how much—44 cars—44 cars. That is it. At the same time, guess how many more cars the Koreans are shipping in here per month—20,000. All told, Korea has imported more than 1.5 million motor vehicles to the United States since the agreement took effect.

Meanwhile, America has only exported 34,000 cars—only 34,000. That is a 44 to one advantage on Korea's side. That doesn't sound like an agreement that is working to me. Why model the new TPP on that agreement. The Korean deal isn't working.

The sad thing is the American people have been told the same free-trade agreement lies for the past quarter century. All the lies that are contained in them have resulted in a sea of red ink that is costing us jobs. It is no surprise America has amassed a \$17 trillion budget deficit when you have a \$9 trillion accumulated trade deficit over the last 25 years. Too much of our economic powerhouse has been traded away.

Mr. Speaker, it is time for Congress to stop these bad trade deals. Focus on creating jobs inside our country. I call on Republican leaders to sideline the Trans-Pacific Partnership deal and bring up my bill H.R. 192, the Balancing Trade Act, as a start.

This legislation would require the administration to outline actions to balance the trade deficit with every single country with which we have a trade deficit—including Korea—country by country. America can then again begin to create jobs in this country at a level that the American people expect—to yield a vibrant economy here at home—and grow our middle class forward, not backward.

#### GOVERNMENT GLITCHES

The SPEAKER pro tempore. The Chair recognizes the gentleman from Pennsylvania (Mr. THOMPSON) for 5 minutes.

Mr. THOMPSON of Pennsylvania. Mr. Speaker, the American people have become all too accustomed to government glitches, which result largely from government that has grown too large, too bureaucratic, and too difficult to navigate.

Every day, with a dedicated and compassionate staff, I assist constituents in navigating the frustrating and challenging bureaucracy of the Federal Government. On a daily basis, we attempt to problem-solve issues that citizens face when seeking resolution on issues with Federal agencies, agencies such as the Internal Revenue Service, the Environmental Protection Agency, Veterans Affairs, or FEMA, just to name a few.

The frustrations and difficulties created as unintended consequences of the Affordable Care Act have dramatically expanded how large and damaging government glitches can be. The Web site glitches are just icing on the cake; for over the last several years, the broken promises have continued to mount. One of the more glaring broken promises was reported yesterday when Americans found out they won't be able to keep the plan they have, despite what the President has been telling us.

Yesterday, NBC News aired a report that sources involved in the Affordable Care Act have admitted that:

Fifty to 75 percent of the 14 million consumers who buy their insurance individually can expect to receive a "cancellation" letter or the equivalent over the next year because their existing policies don't meet the standards mandated by the new health care law.

One expert was reported as predicting that number could reach as high as 80 percent. All of the four NBC sources said that many of those forced to buy pricier new policies will experience "sticker shock."

While millions of Americans are being shocked by cancellation letters for their health insurance, the Obama administration has known of this government glitch for at least 3 years.

Mr. Speaker, the so-called Affordable Care Act has been anything but affordable. Prices continue to rise on insurance premiums, and the cost of care nationally continues to go up.

Mr. Speaker, this law was intended to expand access and quality. Yet in Pennsylvania, children are being forced out of the Children's Health Insurance Program, commonly known as PA CHIP, and into medical assistance. CHIP is serving our kids adequately through commercial products that are widely accepted by physicians. It is low-cost, market-based health insurance coverage. Moving these kids onto Medicaid has the potential to dramatically limit access to care.

Given the mounting evidence of glitches in ObamaCare's rollout, affordability, and individual choice, you

have to wonder about what the future holds. From the missed deadlines, delays, and special waivers to, now, Web site crashes and Americans losing the plans they have, the outcomes we are encountering with this law are completely unacceptable.

Mr. Speaker, it is time for the administration to delay and fix all these glitches that are so evident in the Affordable Care Act. It is time for the Obama administration to do the right thing. The American people deserve as much.

#### IN CELEBRATION OF DIWALI

The SPEAKER pro tempore. The Chair recognizes the gentleman from California (Mr. HONDA) for 5 minutes.

Mr. HONDA. Mr. Speaker, let me just be a little uplifting today.

I rise today to wish my friends and colleagues a happy Diwali. Diwali is this Sunday, November 3, and it signifies the start of the lunar new year. The festival of Diwali is a rich cultural history. It celebrates the victory of good over evil, light over darkness, and knowledge over ignorance.

Diwali is one of the biggest festivals for Hindus, celebrated with great enthusiasm and happiness. The festival is celebrated for 5 continuous days, where the third day is celebrated as the main Diwali festival or Festival of Lights. This holiday commemorates Lord Rama's return from 14 years of exile after defeating the demon King Ravan.

Different colorful varieties of fireworks are always associated with this festival. People shoot firecrackers to drive away evil spirits. On this auspicious day, people light up diyas lamps and candles all around their house. These lamps are kept on during the night and people clean their houses to welcome Lakshmi, the goddess of wealth, into their homes. Lakshmi is said to bring prosperity and happiness to people in the new year.

During Diwali, all the celebrants wear new clothes and share sweets and snacks with family members and friends. They perform the ceremonial Puja in the evening and seek divine blessings from Lakshmi. The festival of Diwali is never complete without the exchange of gifts. People present Diwali gifts to all near and dear ones.

Diwali is an official holiday in India, Nepal, Sri Lanka, Myanmar, Mauritius, Guyana, Trinidad and Tobago, Suriname, Malaysia, Singapore, and Fiji. This holiday is one of the most important holidays in Indian culture and a time for families to reunite and enjoy one another's company.

I ask my colleagues to join me in the celebration of Diwali, the Festival of Lights. Happy Diwali.

#### HONORING GEORGE BERRY, SR.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Mississippi (Mr. HARPER) for 5 minutes.

Mr. HARPER. Mr. Speaker, I rise today to recognize the craftsmanship of George Berry, Sr.