

the House is cosponsoring H.R. 1065, and I want to point out that that includes my esteemed colleague Congressman JEFF FLAKE, who I think is the watchdog of the House on spending in Congress.

I have worked closely with Senator KYL to move forward on this critical project in both Chambers. Folks on both sides of the aisle recognize the importance of securing our water supply. They also recognize the effort and care it has taken to get to this point. The settlement has taken 21 different stakeholder groups years of negotiation and compromise to reach. It is carefully crafted to best fit the needs and demands of all those involved. It is time for folks in my district to get the infrastructure and water supply they have been working toward for so long.

I urge my colleagues to pass this bill. Mr. HASTINGS of Washington. Mr. Speaker, I am pleased to yield such time as he may consume to the gentleman from California (Mr. MCCLINTOCK).

Mr. MCCLINTOCK. I thank the gentleman for yielding.

Mr. Speaker, we are told over and over that this is an agreement that has been painstakingly and meticulously worked out. That's the sort of agreement that we would have if I were to sue the Federal Government for \$10 million, go to my next-door neighbor and say, can't you agree that the Federal Government should send us at least \$5 million? We reach an agreement, and then present it to Congress as a settlement of an outstanding claim. That's essentially what's going on here.

Let me read to you the testimony of Michael Connor, the Commissioner of the Bureau of Reclamation, to the Subcommittee on Water and Power regarding this bill in July of last year. He said: While we're aware that the settling parties worked closely with the Federal negotiating team in developing the parameters of this settlement, we have also been informed by the team that issues involving the cost of this settlement were not considered. We believe that these costs need to be discussed and negotiated and that the benefits of the settlement must justify the costs.

Those negotiations never took place between the Federal Government and the stakeholders. Those negotiations took place among the stakeholders themselves, and they all agreed that the Federal Government should send them lots and lots of money.

The same Commissioner of the Bureau of Reclamation then sent a letter on November 10, 2009, to the chairwoman of the Subcommittee on Water and Power and warned about these things again. He said: Other than the \$4.95 million provided for rehabilitation of irrigation systems on the reservation, the administration does not believe the money authorized for the development fund is consideration for this settlement.

I would also point out that under the terms of this measure—that again are questioned by the administration—the Federal Government is responsible for handing over that money, and then the tribe, in the provisions of the bill, has the authority to withdraw those funds for purposes unrelated to water development. That's why those of us in the minority, although we are very sympathetic to the history that has brought us to this point and seek an equitable settlement for all sides in this dispute, seriously question why a settlement between the United States Government and the stakeholders involved was not fully negotiated by the United States Government and why this measure written by Congress is being submitted to the administration when it is the administration's responsibility to be involved in the negotiations of all of the details of the ultimate settlement.

Mr. RAHALL. Mr. Speaker, I reserve the balance of my time.

Mr. HASTINGS of Washington. Mr. Speaker, I yield myself the balance of my time.

Mr. Speaker, I will just simply repeat what I said at the outset. I must reluctantly rise to oppose all three of these settlement bills based on the simple fact that we don't have all the information we need.

While we applaud people on the local level settling tough disputes, especially water issues, and I am especially sensitive to that, Mr. Speaker, because I am from the western part of the United States, it is in the best interests of all of the people in this country to know what the cost to them would be because they're all taxpayers. I think that's self-evident.

So this debate, at least from our side of the aisle, didn't question the merits of those settlement agreements mainly because, at least from this Member's perspective, I know how difficult that is when you have these types of disputes. Our issue is simply the transparency of what the cost will be to the taxpayers of this country. We deserve to have that before these settlement issues come to the floor of the House. We deserve to have this information so we can do due diligence in committee and then make a judgment if the settlement is in fact in the best interests of the taxpayers. That is really all this debate has been about on these three bills.

So with that, Mr. Speaker, I would just simply say that we don't have transparency on this potential half-a-billion-dollar assessment that's going to go to the taxpayer. We should have that and we don't. So it is for that reason, Mr. Speaker, that I rise in opposition to this bill and urge my colleagues to vote "no."

Mr. Speaker, I yield back the balance of my time.

Mr. RAHALL. Mr. Speaker, before yielding to the gentleman from Michigan to close on our side, I would just reiterate what has already been said by the gentlewoman from Arizona, that

she is joined in her cosponsorship of this legislation by the gentleman considered the watchdog of fiscal spending in this body, Mr. JEFF FLAKE, in cosponsoring this bill.

At this point, I yield the balance of my time to the co-Chair of our Native American Caucus in the Congress and a valued member of our Committee on Natural Resources, the gentleman from Michigan, Mr. DALE KILDEE.

Mr. KILDEE. I thank the gentleman for yielding.

Mr. Speaker, I support strongly the passage of H.R. 1065 and the other two bills, H.R. 3342 and H.R. 3254.

In the 33 years that I've been in Congress, I've worked hard with Mr. RAHALL—he and I came to Congress together—trying to work out these water rights. I have always tried to make sure that we were fair to everybody, particularly fair to the Native Americans who have been deprived of their water rights in too many instances, and Mr. RAHALL has made this a priority to make sure that we get equity and justice here.

Water is extremely important all over the world. It's extremely important, of course, in the Southwest. I just feel that the hard work that went into this bill and the sense of equity and the sense of justice and fairness to all those involved has produced three very good bills, and I strongly urge support of them.

Mr. RAHALL. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. All time for debate on the bill has expired.

The Chair understands that the amendment will not be offered.

Pursuant to House Resolution 1017, the previous question is ordered on the bill, as amended.

The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. The question is on the passage of the bill.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. RAHALL. Mr. 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, further proceedings on this question will be postponed.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed.

Votes will be taken in the following order:

passage of H.R. 3254,  
passage of H.R. 3342,  
passage of H.R. 1065, and  
motions to suspend the rules with regard to H. Res. 1021, and the Senate

amendment to H.R. 730, in each case by the yeas and nays.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes will be conducted as 5-minute votes.

### TAOS PUEBLO INDIAN WATER RIGHTS SETTLEMENT ACT

The SPEAKER pro tempore. The unfinished business is the vote on passage of H.R. 3254, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the passage of the bill.

The vote was taken by electronic device, and there were—yeas 254, nays 158, not voting 21, as follows:

[Roll No. 12]

YEAS—254

Abercrombie	Farr	Markey (CO)
Ackerman	Fattah	Markey (MA)
Adler (NJ)	Filner	Marshall
Andrews	Flake	Massa
Arcuri	Fortenberry	Matheson
Baca	Foster	Matsui
Baird	Fudge	McCarthy (NY)
Baldwin	Garamendi	McCollum
Barrow	Giffords	McCotter
Becerra	Gonzalez	McDermott
Berkley	Gordon (TN)	McGovern
Berman	Grayson	McIntyre
Berry	Green, Al	McKeon
Bishop (NY)	Green, Gene	McMahon
Blumenauer	Grijalva	McNerney
Boccheri	Gutierrez	Meek (FL)
Bono Mack	Hall (NY)	Meeks (NY)
Boren	Halvorson	Michaud
Boswell	Hare	Miller (NC)
Boucher	Harman	Minnick
Boyd	Hastings (FL)	Mitchell
Braley (IA)	Heinrich	Mollohan
Brown, Corrine	Herseeth Sandlin	Moore (KS)
Calvert	Higgins	Moore (WI)
Capps	Hill	Moran (VA)
Capuano	Himes	Murphy (CT)
Cardoza	Hinchee	Murphy (NY)
Carnahan	Hirono	Murphy, Patrick
Carson (IN)	Hodes	Murphy, Tim
Castor (FL)	Holden	Murtha
Chandler	Holt	Nadler (NY)
Childers	Honda	Napolitano
Chu	Hoyer	Neal (MA)
Clarke	Insee	Nye
Clay	Israel	Oberstar
Clyburn	Jackson (IL)	Obey
Cohen	Jackson Lee	Oliver
Cole	(TX)	Ortiz
Connolly (VA)	Kagen	Owens
Conyers	Kanjorski	Pallone
Cooper	Kaptur	Pascarell
Costa	Kennedy	Pastor (AZ)
Costello	Kildee	Payne
Courtney	Kilpatrick (MI)	Perlmutter
Crowley	Kilroy	Perriello
Cuellar	Kind	Peters
Cummings	Kirkpatrick (AZ)	Peterson
Dahlkemper	Kissell	Pingree (ME)
Davis (CA)	Klein (FL)	Polis (CO)
Davis (IL)	Kline (MN)	Pomeroy
Davis (TN)	Kosmas	Price (NC)
DeFazio	Kratovil	Quigley
DeGette	Kucinich	Rahall
Delahunt	Langevin	Rangel
DeLauro	Larsen (WA)	Reyes
Diaz-Balart, L.	Larson (CT)	Richardson
Dicks	LaTourette	Rodriguez
Dingell	Lee (CA)	Ross
Doggett	Levin	Rothman (NJ)
Donnelly (IN)	Lewis (GA)	Roybal-Allard
Doyle	Lipinski	Ruppersberger
Driehaus	Loebach	Rush
Edwards (MD)	Lofgren, Zoe	Ryan (OH)
Edwards (TX)	Lowey	Salazar
Ehlers	Lujan	Sanchez, Linda
Ellison	Lungren, Daniel	T.
Ellsworth	E.	Sanchez, Loretta
Engel	Lynch	Sarbanes
Eshoo	Maffei	Schakowsky
Etheridge	Maloney	

Schauer	Space
Schiff	Speier
Schrader	Spratt
Schwartz	Stark
Scott (GA)	Stupak
Scott (VA)	Sutton
Serrano	Tanner
Sestak	Taylor
Shea-Porter	Teague
Sherman	Thompson (CA)
Shuler	Thompson (MS)
Simpson	Tierney
Sires	Titus
Slaughter	Tonko
Smith (WA)	Towns
Snyder	Tsongas

NAYS—158

Aderholt	Garrett (NJ)
Akin	Gerlach
Alexander	Gingrey (GA)
Altmire	Gohmert
Austria	Goodlatte
Bachmann	Granger
Bachus	Graves
Bartlett	Griffith
Barton (TX)	Guthrie
Bean	Hall (TX)
Biggart	Harper
Bilbray	Hastings (WA)
Bilirakis	Heller
Bishop (UT)	Hensarling
Blackburn	Herger
Blunt	Hoekstra
Boehner	Hunter
Boozman	Inglis
Brady (TX)	Issa
Bright	Jenkins
Broun (GA)	Johnson (IL)
Brown (SC)	Johnson, Sam
Brown-Waite,	Jones
Ginny	Jordan (OH)
Buchanan	King (IA)
Burgess	King (NY)
Burton (IN)	Kingston
Buyer	Kirk
Camp	Lamborn
Campbell	Lance
Cantor	Latham
Cao	Latita
Capito	Lee (NY)
Carney	Linder
Carter	LoBiondo
Cassidy	Lucas
Castle	Luetkemeyer
Chaffetz	Lummis
Coble	Mack
Coffman (CO)	Manzullo
Conaway	Marchant
Davis (KY)	McCarthy (CA)
Dent	McCaul
Diaz-Balart, M.	McClintock
Dreier	McHenry
Duncan	McMorris
Emerson	Rodgers
Fallin	Mica
Fleming	Miller (FL)
Forbes	Miller (MI)
Fox	Miller, Gary
Franks (AZ)	Moran (KS)
Frelinghuysen	Myrick
Gallegly	Neugebauer

NOT VOTING—21

Barrett (SC)	Crenshaw	Johnson, E. B.
Bishop (GA)	Culberson	Lewis (CA)
Bonner	Davis (AL)	Miller, George
Boustany	Deal (GA)	Radanovich
Brady (CA)	Frank (MA)	Ross-Lehtinen
Butterfield	Hinojosa	Wamp
Cleaver	Johnson (GA)	Young (AK)

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Messrs. WITTMAN and POE of Texas changed their vote from “yea” to “nay.”

Messrs. CALVERT, DEFAZIO, MCKEON, CROWLEY, KLEIN of Florida, and TIM MURPHY of Pennsylvania changed their vote from “nay” to “yea.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

### AAMODT LITIGATION SETTLEMENT ACT

The SPEAKER pro tempore (Ms. EDWARDS of Maryland). The unfinished business is the vote on passage of H.R. 3342, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the passage of the bill.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 249, nays 153, not voting 31, as follows:

[Roll No. 13]

YEAS—249

Abercrombie	Gordon (TN)	Miller (NC)
Ackerman	Grayson	Minnick
Adler (NJ)	Green, Al	Mitchell
Andrews	Green, Gene	Mollohan
Arcuri	Hall (NY)	Moore (KS)
Baca	Hare	Moore (WI)
Baird	Harman	Moran (VA)
Baldwin	Hastings (FL)	Murphy (CT)
Barrow	Heinrich	Murphy (NY)
Becerra	Herseeth Sandlin	Murphy, Patrick
Berkley	Higgins	Murphy, Tim
Berman	Hill	Murtha
Berry	Himes	Nadler (NY)
Bishop (NY)	Hinchee	Neal (MA)
Blumenauer	Hirono	Nye
Boccheri	Hodes	Oberstar
Bono Mack	Holden	Obey
Boren	Holt	Oliver
Boswell	Honda	Ortiz
Boucher	Hoyer	Owens
Boyd	Insee	Pallone
Braley (IA)	Israel	Pascarell
Brown, Corrine	Issa	Pastor (AZ)
Calvert	Jackson (IL)	Payne
Capps	Jackson Lee	Perlmutter
Capuano	(TX)	Perriello
Cardoza	Johnson (GA)	Peters
Carnahan	Kagen	Peterson
Carson (IN)	Kanjorski	Pingree (ME)
Castor (FL)	Kaptur	Polis (CO)
Chandler	Kennedy	Pomeroy
Childers	Kildee	Price (NC)
Chu	Kilpatrick (MI)	Quigley
Clarke	Kilroy	Rahall
Clay	Kind	Rangel
Clyburn	Kirkpatrick (AZ)	Reyes
Cohen	Kissell	Richardson
Cole	Klein (FL)	Rodriguez
Connolly (VA)	Kline (MN)	Ross
Conyers	Kosmas	Rothman (NJ)
Cooper	Kratovil	Roybal-Allard
Costa	Kucinich	Ruppersberger
Costello	Langevin	Rush
Courtney	Larsen (WA)	Ryan (OH)
Crowley	Larson (CT)	Salazar
Cuellar	LaTourette	Sanchez, Linda
Cummings	Lee (CA)	T.
Dahlkemper	Levin	Sanchez, Loretta
Davis (CA)	Lewis (GA)	Sarbanes
Davis (IL)	Lipinski	Schakowsky
Davis (TN)	Loebach	Schauer
DeFazio	Lofgren, Zoe	Schiff
DeGette	Lowey	Schrader
Delahunt	Lujan	Schwartz
DeLauro	Lungren, Daniel	Scott (GA)
Diaz-Balart, L.	E.	Scott (VA)
Dicks	Lynch	Serrano
Dingell	Maffei	Sestak
Doggett	Maloney	Shea-Porter
Donnelly (IN)	Markey (CO)	Sherman
Doyle	Markey (MA)	Shuler
Driehaus	Marshall	Simpson
Edwards (MD)	Massa	Sires
Edwards (TX)	Matheson	Slaughter
Ehlers	Matsui	Smith (WA)
Ellsworth	McCarthy (NY)	Snyder
Eshoo	McCollum	Space
Etheridge	McCotter	Speier
Farr	McDermott	Spratt
Fattah	McGovern	Stark
Filner	McIntyre	Stupak
Flake	McKeon	Sutton
Fortenberry	McMahon	Tanner
Foster	McNerney	Taylor
Fudge	Meek (FL)	Teague
Garamendi	Meeks (NY)	Thompson (CA)
Giffords	Melancon	Thompson (MS)
Gonzalez	Michaud	Tierney