

It mandates the precise town in which the mine operations center must be located. The Federal Government should not be dictating where and only where a company is allowed to conduct its private business. If you take this to the logical extreme, what's next? Will House Democrats push a new law to require Apple to move from Cupertino to—where?—Detroit? How ironic that when a company that is investing hundreds of millions of its private dollars in Arizona to create thousands of American jobs that Democrats in the District of Columbia want to dictate where to operate its business.

On the other hand, there may be some consistency, because when President Obama and House Democrats handed out over half a billion stimulus dollars to the Fisker car company, they allowed that to be built in Finland, which, Mr. Chairman, I might add, is not even a State.

The amendment also requires that all copper produced from this mine be used in the United States. Copper is a basic component used to construct and build items. It's ridiculous to mandate that if 1 ounce of copper goes into an item it violates this law, this amendment, to be used outside the United States.

I am sensitive to this because I'm from Washington. If a Boeing plane is using copper made from this mine, that Boeing plane can therefore never fly out of the United States. If copper pipe is used in the plumbing of a boat that's built in America, it can never ship American goods in this global economy. What about copper jewelry, Mr. Chairman, or an American-built car that includes copper components, or the multitude of everyday items that we build in America and sell abroad that contain copper?

The fact is that this amendment would make it impossible to use the copper from this mine; but on the other hand, that's probably what the intent is.

Finally, the amendment mandates that all equipment used to mine or support mining activities be made in the United States. The purpose of the bill is to allow the third largest undeveloped copper resource in the world to be developed in America to create American jobs and provide up to 25 percent of America's copper consumption. It defies reason and logic to say that this economic boost to America can't happen if one piece of equipment used for the mine isn't made in the United States.

Let me go a little bit further, Mr. Chairman. The word "equipment" is never defined. Does it include everyday office items that will support mine activities, such as paper or pencils? What about cell phones for workers? iPhones and Blackberries, I might add, are not manufactured in America.

So I urge my colleagues, therefore, to vote against this amendment, which stands in the way of American copper production and American copper creation.

With that, I reserve the balance of my time.

□ 1500

Mr. GRIJALVA. I yield the balance of my time to the cosponsor of the amendment, the gentleman from California (Mr. GARAMENDI).

The Acting CHAIR. The gentleman from California is recognized for 2 minutes.

Mr. GARAMENDI. Our worthy chairman has put up a dozen canards, none of which really address the underlying issue here. This amendment is a very simple one that would locate in Arizona the headquarters for this mine. Is there something wrong with that? We are not moving this off to Finland. Come on.

This amendment would also provide that the copper—and it's been stated by the proponents of the bill that 25 percent of the copper needs in the United States would come from this mine, so why not use this copper in the United States? It seems to me to be perfectly reasonable, despite all the canards that we just tossed around here a few moments ago.

The other part of this has to do with the equipment. Is the worthy gentleman from Washington opposed to using American-made equipment in American mines? Is that what this is all about?

Yes, there may be some definitional problems. I'd be delighted to work with you on the definitional problems, but the underlying point is why would we set up all of this so that we could import the equipment from China or Japan or some other place. Why not simply require that this mine, which under the bill itself is an enormous giveaway of American property, of property owned by the American people and the enormous unparalleled giveaway of our value, why not simply require that at least if they're going to be given all of this, they be required to buy American-made equipment for the mine operation?

What's wrong with that? Why not make it in America? If this mine is in America, why not use American-made equipment and hire Americans and, in this case, Arizonans? You got a problem with hiring Arizonans? You got a problem with locating in Arizona the headquarters of this mine, or would you prefer London or maybe somewhere in Australia?

Come on. These are very simple amendments so that Americans can go to work. These are very simple amendments so that this company will buy American-made equipment to mine our copper which, under your proposal, is given away.

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

The Acting CHAIR. The gentleman is recognized for 1 minute.

Mr. HASTINGS of Washington. I just want to respond to my good friend from California about working with us if there is a flaw in this amendment.

I would just remind him he offered a similar amendment in committee; we brought up precisely the same arguments, precisely the same arguments. And here we are, we trot out an amendment on the floor of the House, and it's precisely the same amendment. I have a hard time thinking that somebody wants to work with us when they trot out the same amendment with the same arguments that got defeated twice.

I just want to mention this, Mr. Chairman. It's a worthy goal to buy American and promote buy American, but not when that sentiment is used to block a project to create American jobs and that results in America being less dependent on foreign minerals that gets our economy going.

With that, Mr. Chairman, I urge defeat of this amendment, and I yield back the balance of my time.

The Acting CHAIR. The question is on the amendment offered by the gentleman from Arizona (Mr. GRIJALVA).

The question was taken; and the Acting Chair announced that the noes appeared to have it.

Mr. GRIJALVA. Mr. Chairman, I demand a recorded vote.

The Acting CHAIR. Pursuant to clause 6 of rule XVIII, further proceedings on the amendment offered by the gentleman from Arizona will be postponed.

Mr. HASTINGS of Washington. Mr. Chairman, I move that the Committee do now rise.

The motion was agreed to.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. GOSAR) having assumed the chair, Mr. LATOURETTE, Acting Chair of the Committee of the Whole House on the state of the Union, reported that that Committee, having had under consideration the bill (H.R. 1904) to facilitate the efficient extraction of mineral resources in southeast Arizona by authorizing and directing an exchange of Federal and non-Federal land, and for other purposes, had come to no resolution thereon.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair, not earlier than 3:30 p.m.

Accordingly (at 3 o'clock and 5 minutes p.m.), the House stood in recess subject to the call of the Chair.

□ 1545

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. WESTMORELAND) at 3 o'clock and 45 minutes p.m.

SOUTHEAST ARIZONA LAND EXCHANGE AND CONSERVATION ACT OF 2011

The SPEAKER pro tempore. Pursuant to House Resolution 444 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the state of the Union for the further consideration of the bill, H.R. 1904.

□ 1546

IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1904) to facilitate the efficient extraction of mineral resources in southeast Arizona by authorizing and directing an exchange of Federal and non-Federal land, and for other purposes, with Mr. LATOURETTE (Acting Chair) in the chair.

The Clerk read the title of the bill.

The Acting CHAIR. When the Committee of the Whole rose earlier today, a request for a recorded vote on amendment No. 3 printed in part B of House Report 112-258 by the gentleman from Arizona (Mr. GRIJALVA) had been postponed.

Pursuant to clause 6 of rule XVIII, proceedings will now resume on those amendments printed in part B of House Report 112-258 on which further proceedings were postponed, in the following order:

Amendment No. 1 by Mr. LUJÁN of New Mexico.

Amendment No. 2 by Mr. MARKEY of Massachusetts.

Amendment No. 3 by Mr. GRIJALVA of Arizona.

The Chair will reduce to 2 minutes the time for any electronic vote after the first vote in this series.

AMENDMENT NO. 1 OFFERED BY MR. LUJÁN

The Acting CHAIR. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from New Mexico (Mr. LUJÁN) on which further proceedings were postponed and on which the noes prevailed by voice vote.

The Clerk will redesignate the amendment.

The Clerk redesignated the amendment.

RECORDED VOTE

The Acting CHAIR. A recorded vote has been demanded.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 189, noes 233, not voting 11, as follows:

[Roll No. 805]

AYES—189

Andrews	Boren	Carson (IN)
Baca	Boswell	Castor (FL)
Baldwin	Brady (PA)	Chandler
Barrow	Braley (IA)	Chu
Bass (CA)	Brown (FL)	Cicilline
Becerra	Butterfield	Clarke (MI)
Berkley	Capps	Clarke (NY)
Berman	Capuano	Clay
Bishop (GA)	Cardoza	Cleaver
Bishop (NY)	Carnahan	Clyburn
Blumenauer	Carney	Cohen

Cole	Jackson Lee	Peterson
Connolly (VA)	(TX)	Pingree (ME)
Cooper	Johnson (GA)	Price (NC)
Costa	Johnson (IL)	Quigley
Costello	Johnson, E. B.	Rahall
Courtney	Jones	Rangel
Critz	Kaptur	Reichert
Crowley	Keating	Reyes
Cuellar	Kildee	Richardson
Cummings	Kind	Richmond
Davis (CA)	Kissell	Ross (AR)
Davis (IL)	Kucinich	Rothman (NJ)
DeFazio	Langevin	Roybal-Allard
DeGette	Larsen (WA)	Rush
DeLauro	Larsen (CT)	Ryan (OH)
Deutch	Lee (CA)	Sanchez, Linda T.
Dicks	Levin	Sanchez, Loretta
Dingell	Lewis (GA)	Sarbanes
Doggett	Lipinski	Schakowsky
Donnelly (IN)	Lofgren, Zoe	Schiff
Doyle	Lowey	Schrader
Edwards	Lujan	Schwartz
Ellison	Lynch	Scott (VA)
Engel	Maloney	Scott, David
Eshoo	Markey	Serrano
Farr	Matheson	Sewell
Fattah	Matsui	Sherman
Filner	McCarthy (NY)	Shuler
Frank (MA)	McCollum	Sires
Fudge	McDermott	Slaughter
Garamendi	McGovern	Smith (WA)
Gonzalez	McIntyre	Speier
Green, Al	McNerney	Stark
Green, Gene	Meeks	Sutton
Grijalva	Michaud	Thompson (CA)
Gutierrez	Miller (NC)	Thompson (MS)
Hahn	Miller, George	Tierney
Hanabusa	Moore	Tonko
Hastings (FL)	Moran	Towns
Heinrich	Murphy (CT)	Tsongas
Higgins	Nadler	Van Hollen
Himes	Napolitano	Velázquez
Hinchey	Neal	Visclosky
Hinojosa	Oliver	Walz (MN)
Hirono	Owens	Wasserman
Hochul	Pallone	Schultz
Holden	Pascarella	Waters
Holt	Pastor (AZ)	Watt
Honda	Paul	Waxman
Hoyer	Payne	Welch
Inlee	Pelosi	Woolsey
Israel	Perlmutter	Yarmuth
Jackson (IL)	Peters	

NOES—233

Adams	Cravaack	Guinta
Aderholt	Crawford	Guthrie
Akin	Crenshaw	Hall
Altmire	Culberson	Hanna
Amash	Davis (KY)	Harper
Amodei	Denham	Harris
Austria	Dent	Hartzler
Bachmann	DesJarlais	Hastings (WA)
Bachus	Diaz-Balart	Hayworth
Barletta	Dold	Heck
Bartlett	Dreier	Hensarling
Barton (TX)	Duffy	Herger
Bass (NH)	Duncan (SC)	Herrera Beutler
Benishek	Duncan (TN)	Huelskamp
Berg	Ellmers	Huizenga (MI)
Biggert	Emerson	Hultgren
Bilbray	Farenthold	Hurt
Bilirakis	Fincher	Issa
Bishop (UT)	Fitzpatrick	Jenkins
Black	Flake	Johnson (OH)
Blackburn	Fleischmann	Johnson, Sam
Bonner	Fleming	Jordan
Bono Mack	Flores	Kelly
Boustany	Forbes	King (IA)
Brady (TX)	Fortenberry	King (NY)
Brooks	Fox	Kingston
Broun (GA)	Franks (AZ)	Kinzingler (IL)
Buchanan	Frelinghuysen	Kline
Bucshon	Gallagher	Labrador
Buerkle	Gardner	Lamborn
Burton (IN)	Garrett	Lance
Calvert	Gerlach	Landry
Camp	Gibbs	Lankford
Campbell	Gibson	Latham
Canseco	Gingrey (GA)	LaTourette
Cantor	Gohmert	Latta
Capito	Goodlatte	Lewis (CA)
Carter	Gosar	LoBiondo
Cassidy	Gowdy	Long
Chabot	Granger	Lucas
Chaffetz	Graves (GA)	Luetkemeyer
Coble	Graves (MO)	Lummis
Coffman (CO)	Griffin (AR)	
Conaway	Griffith (VA)	

Lungren, Daniel E.	Poe (TX)	Shimkus
Mack	Pompeo	Shuster
Manzullo	Posey	Simpson
Marchant	Price (GA)	Smith (NE)
Marino	Quayle	Smith (NJ)
McCarthy (CA)	Reed	Smith (TX)
McCaul	Rehberg	Southerland
McClintock	Renacci	Stearns
McCotter	Ribble	Stivers
McHenry	Rigell	Stutzman
McKeon	Rivera	Sullivan
McKinley	Roby	Terry
McMorris	Roe (TN)	Thompson (PA)
Meadors	Rogers (AL)	Thornberry
Meehan	Rogers (KY)	Tiberi
Mica	Rogers (MI)	Tipton
Miller (FL)	Rohrabacher	Turner (NY)
Miller (MI)	Rokita	Turner (OH)
Mulvaney	Rooney	Upton
Murphy (PA)	Ros-Lehtinen	Walberg
Myrick	Roskam	Walden
Neugebauer	Ross (FL)	Walsh (IL)
Noem	Royce	Webster
Nugent	Runyan	West
Nunes	Ruppersberger	Westmoreland
Nunnelee	Ryan (WI)	Whitfield
Olson	Scalise	Wilson (SC)
Palazzo	Schilling	Wittman
Paulsen	Schmidt	Wolf
Pearce	Schock	Womack
Pence	Schweikert	Woodall
Petri	Scott (SC)	Yoder
Pitts	Scott, Austin	Young (AK)
Platts	Sensenbrenner	Young (FL)
	Sessions	

NOT VOTING—11

Ackerman	Giffords	Polis
Alexander	Grimm	Wilson (FL)
Burgess	Loeback	Young (IN)
Conyers	Miller, Gary	

□ 1613

Ms. HAYWORTH and Messrs. RENACCI, ALTMIRE, WHITFIELD, and BARTLETT changed their vote from “aye” to “no.”

Messrs. DAVID SCOTT of Georgia, WAXMAN, and PETERSON changed their vote from “no” to “aye.”

So the amendment was rejected.

The result of the vote was announced as above recorded.

AMENDMENT NO. 2 OFFERED BY MR. MARKEY

The Acting CHAIR. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from Massachusetts (Mr. MARKEY) on which further proceedings were postponed and on which the noes prevailed by voice vote.

The Clerk will redesignate the amendment.

The Clerk redesignated the amendment.

RECORDED VOTE

The Acting CHAIR. A recorded vote has been demanded.

A recorded vote was ordered.

The Acting CHAIR. This will be a 2-minute vote.

The vote was taken by electronic device, and there were—ayes 173, noes 238, not voting 22, as follows:

[Roll No. 806]

AYES—173

Andrews	Brown (FL)	Clarke (MI)
Baca	Butterfield	Clay
Baldwin	Capps	Cleaver
Bass (CA)	Capuano	Clyburn
Becerra	Cardoza	Cohen
Berman	Carnahan	Connolly (VA)
Bishop (GA)	Carney	Cooper
Bishop (NY)	Carson (IN)	Costa
Blumenauer	Castor (FL)	Costello
Boswell	Chandler	Courtney
Brady (PA)	Chu	Critz
Braley (IA)	Cicilline	Crowley