shameful. There are millions of Americans out of work, millions underemployed, people worried about whether they can pay their mortgages, pay their heating bills, pay their prescription drug bills, whether they can afford to send their kids to college, and this is what we're spending our time on? Give me a break.

We need to refocus in this Congress. We need to get our priorities straight.

I'm going to tell you, at the top of the list is not reaffirming the motto of this country. It's not abortion bills or gun bills. What's at the top of the list is jobs. Let's put America back to work.

I urge my colleagues to vote "no" on this restrictive rule and vote "no" on the underlying bill, and let's bring a jobs bill to this floor.

I yield back the balance of my time. Mr. NUGENT. Madam Speaker, I am always amazed at what goes on in these Chambers. We hear from the other side of the aisle about talking about jobs, even though this House has passed 20—20, count them—jobs bills. If you don't believe it, read it.

We talk about issues about "In God We Trust." I think it is something that we should affirm here in America, about our belief in God.

I believe that the Second Amendment is not a special interest group. I believe the Second Amendment needs to be protected at all costs. You've heard some in this House that would take away our right to even carry or possess a firearm.

Madam Speaker, in 40 years in law enforcement, it wasn't just guns that killed people; it was every object imaginable, from fists to feet to pipes to kitchen knives and baseball bats.

Madam Speaker, this is about the ability for those that have a legitimate carry permit to go across the State line and not be subject to arrest, someone who makes an honest mistake by going across the State line that doesn't have a reciprocity agreement with their current State and they have a carry permit.

Madam Speaker, this is more about what's right with America in regards to upholding our Second Amendment, our constitutional right. And so those that are in favor of doing away with all types of guns, I guess, it smacks that they disagree with our Founding Fathers and our Second Amendment right.

Madam Speaker, I support this rule and encourage my colleagues to support it as well. H.R. 822 protects the rights of legal gun owners throughout the United States.

I've heard this debate this afternoon about the dangers of gun crime. I completely agree. Guns are dangerous tools that need to be treated with respect. Guns can be used by people to kill other people. However, what I saw in those 40 years as a cop is we need to talk about these in broader terms. What we really need to do is talk about the difference between legal and illegal guns.

Most people who use a gun to kill a human being are not just using a gun they obtained legally, that they are licensed legally, that they got a legal concealed-carry permit for. When you look at the numbers of CCW permit holders that have actually violated the law, at least in the State of Florida, it's .001 percent.

There are people that are criminals, and they're criminals simply for having a firearm. Even in the State of Florida, a felon can't possess a firearm. The discussion of what to do with these folks and how to keep them from illegally possessing a firearm is another debate at another time.

Today we're talking about one thing. We're talking about legal gun owners to legally travel from one State to another that have a concealed weapons permit. I support that effort, and that's why I'm a proud cosponsor—and stand here today—of H.R. 822 and as the sponsor of this rule, H. Res. 463.

I encourage my colleagues on both sides of the aisle to support this strongly—I underline "strongly"—bipartisan legislation.

With that, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The SPEAKER pro tempore. The question is on the resolution.

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

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

#### □ 1330

# COAST GUARD AND MARITIME TRANSPORTATION ACT OF 2011

Mr. Lobiondo. Mr. Speaker, I ask unanimous consent that, during further consideration of H.R. 2838 in the Committee of the Whole pursuant to House Resolution 455, the amendment by Mr. Young of Alaska now at the desk be considered as though printed as the last amendment printed in the House Report 112–267 and be debatable for 10 minutes.

The SPEAKER pro tempore (Mr. WOODALL). The Clerk will report the amendment.

The Clerk read as follows:

Amendment offered by Mr. Young of Alaska:

Page 56, after line 3, insert the following (and conform the table of contents accordingly):

## SEC. 612. CONVEYANCE OF DECOMMISSIONED COAST GUARD CUTTER STORIS.

(a) IN GENERAL.—The Commandant of the Coast Guard shall convey, without consideration, all right, title, and interest of the United States in and to the decommissioned Coast Guard Cutter STORIS (in this section referred to as the "vessel") to the Storis Museum, a nonprofit entity of Juneau, Alaska, if the Storis Museum agrees—

- (1) to use the vessel as a historic memorial, make the vessel available to the public as a museum, and work cooperatively with other museums to provide education on and memorialize the maritime heritage of the vessel and other maritime activities in Alaska, the Pacific Northwest, the Arctic Ocean, and adjacent oceans and seas;
- (2) not to use the vessel for commercial transportation purposes;
- (3) to make the vessel available to the United States Government if needed for use by the Commandant in time of war or a national emergency or based on the critical needs of the Coast Guard;
- (4) to hold the Government harmless for any claims arising from exposure to hazardous materials, including asbestos and polychlorinated biphenyls (PCBs), except for claims arising from the use of the vessel by the Government:
- (5) to bear all costs of transportation and delivery of the vessel:
- (6) to bear all costs of vessel disposal in accordance with Federal law when the vessel is no longer used as a museum; and
- (7) to any other conditions the Commandant considers appropriate.
- (b) MAINTENANCE AND DELIVERY OF VESSEL.—Before conveyance of the vessel under this section, the Commandant shall make, to the extent practical and subject to other Coast Guard mission requirements, every effort to maintain the integrity of the vessel and its equipment until the time of delivery.
- (c) OTHER EXCESS EQUIPMENT.—The Commandant may convey to the recipient of the vessel under this section any excess equipment or parts from other decommissioned Coast Guard vessels for use to enhance the vessel's operability and function for purposes of a public museum and historical display.

Mr. LoBIONDO (during the reading). Mr. Speaker, I ask unanimous consent to dispense with the reading of the amendment.

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

There was no objection.

The SPEAKER pro tempore. Is there objection to the original request of the gentleman from New Jersey?

There was no objection.

#### GENERAL LEAVE

Mr. LoBIONDO. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous material on H.R. 2838.

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

There was no objection.

The SPEAKER pro tempore. Pursuant to House Resolution 455 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. 2838.

#### □ 1334

#### 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. 2838) to authorize appropriations for the Coast Guard for fiscal years 2012 through 2015, and for other purposes, with Mrs. EMERSON (Acting Chair) in the chair.

The Clerk read the title of the bill. The Acting CHAIR. Pursuant to the

order of the House of today, an additional amendment has been made in order.

When the Committee of the Whole rose on Friday, November 4, 2011, amendment No. 8 printed in House Report 112–267 offered by the gentlewoman from New York (Ms. SLAUGHTER) had been disposed of.

AMENDMENT NO. 13 OFFERED BY MR. LANDRY

The Acting CHAIR. It is now in order to consider amendment No. 13 printed in House Report 112–267.

Mr. LANDRY. Madam Chairwoman, I have an amendment at the desk.

The Acting CHAIR. The Clerk will designate the amendment.

The text of the amendment is as follows:

At the end of title IV of the committee print, insert the following:

#### SEC. 409. ABILITY FOR U.S.-FLAGGED OFFSHORE SUPPLY VESSELS TO WORK IN OTHER COUNTRIES.

Any offshore supply vessel that is in compliance with the damage stability requirements of section 1.1.4 of the Guidance on Implementation of IMO Resolution A.673(16) for U.S. Offshore Supply Vessels may carry unlimited amounts of Grade D and E cargoes in addition to the unlimited amounts of drilling fluids outlined in such section 1.1.4 when such vessel is operating seaward of the United States boundary line.

The Acting CHAIR. Pursuant to House Resolution 455, the gentleman from Louisiana (Mr. LANDRY) and a Member opposed each will control 5 minutes.

The Chair recognizes the gentleman from Louisiana.

Mr. LANDRY. Thank you, Madam Chairman.

My amendment is simple. It says that if another country is fine with having an offshore supply vessel carry a certain cargo in that country's water, then Coast Guard cannot object to it.

I bring this amendment because a company in my district is trying to get a vessel certified to operate in Mexico trying to preserve American jobs. Mexico has okayed the vessel and the AVS has said it has no objection. The only holdup is the Coast Guard. As a result, the company in my district currently has my vessel sitting at the dock and workers sitting at home and capital tied up fighting the regulation.

Again, my amendment is simple. It allows an offshore supply vessel to carry as much oil as it does drilling fluids when that vessel is operating outside of U.S. waters if that vessel in compliance with the international safety standards for that class vessel.

This is a commonsense change. Drilling fluids have the same flash point as oil, as such, an equal risk. Thus, there should be a uniform standard for how much of that type of cargo the vessel can carry outside of U.S. waters.

Unfortunately, I don't believe that Congress needs to act on this matter. I believe that the Coast Guard can easily make the necessary changes by simply adopting commonsense language and listening to the host country.

For this reason, I would offer to withdraw my amendment if the chairman will promise to help me work with the Coast Guard to get this commonsense approach made and American workers back at work.

I yield to the chairman.

Mr. LoBIONDO. I thank the gentleman from coastal Louisiana.

As we discussed previously, we will be very happy to work with the gentleman to see if we can't figure out a way to do this, and I thank him for his cooperative efforts.

Mr. LANDRY. Madam Chairman, I ask unanimous consent to withdraw my amendment.

The Acting CHAIR. Without objection, the amendment is withdrawn.

There was no objection.

AMENDMENT NO. 15 OFFERED BY MR. PIERLUISI

The Acting CHAIR. It is now in order to consider amendment No. 15 printed in House Report 112–267.

Mr. PIERLUISI. I have an amendment at the desk.

The Acting CHAIR. The Clerk will designate the amendment.

The text of the amendment is as follows:

Page 56, after line 3, insert the following new section:

### SEC. 612. TRANSPORTATION OF PASSENGERS BETWEEN PORTS IN PUERTO RICO.

Notwithstanding chapter 551 of title 46, United States Code, a vessel of 100 gross tons or more not qualified to engage in the coastwise trade may transport passengers between ports in Puerto Rico.

The Acting CHAIR. Pursuant to House Resolution 455, the gentleman from Puerto Rico (Mr. PIERLUISI) and a Member opposed each will control 5 minutes.

The Chair recognizes the gentleman from Puerto Rico.

Mr. PIERLUISI. I yield 1 minute to the gentleman from Florida (Mr. MICA).

Mr. MICA. I thank the gentleman for yielding, and I would like to yield to the gentleman from Texas for the purpose of entering into a colloquy.

Mr. OLSON. I thank the gentleman for yielding.

Chairman MICA, H.R. 2838 requires standby vessels near oil rigs. Subsequent to Deepwater Horizon, five major ports have made numerous recommendations for improvements in oil spill prevention and response.

#### □ 1340

Do you agree that it would be preferable to review these recommendations and then make comprehensive decisions on prevention and response improvements rather than to act on a single, limited, expensive response strategy—standby vessels?

Mr. MICA. I agree with the gentleman from Texas.

Mr. OLSON. Will the chairman work with me as the process moves forward to look for oil spill prevention and response strategies that are more effective and less expensive than standby vessels?

Mr. MICA. I understand the gentleman's concern. We will work with him. Mr. PIERLUISI. Madam Chair, I yield myself such time as I may consume

My amendment will make a narrow and carefully targeted modification to the Passenger Vessel Services Act of 1886 as it applies to Puerto Rico. This amendment would authorize foreign-flagged vessels—in particular, large yachts and recreational vessels—to transport tourists and other paying passengers between ports within Puerto Rico.

My amendment would remove an outdated obstacle that makes it impossible for the United States to compete with foreign jurisdictions in the Caribbean region when it comes to attracting investment in nautical tourism. Puerto Rico has the highest unemployment rate in the U.S., and increased nautical tourism has the potential to create new American jobs and spur economic growth.

Current Federal law already allows foreign-flagged vessels to transport tourists and other paying customers from a port in Puerto Rico to any port in the Caribbean region outside of Puerto Rico, including to ports in the neighboring U.S. Virgin Islands, where the act does not apply at all. Yet, contrary to common sense, these very same vessels cannot be used to transport tourists and other paying passengers between Puerto Rico's own ports.

For example, individuals and businesses cannot charter larger, foreign-flagged yachts or recreational vessels for tourists and other customers who would like to sail between Puerto Rico's various marinas. My amendment would allow this to happen.

Madam Chair, the status quo simply defies common sense. Puerto Rico consists of multiple islands and is home to 3.7 million American citizens. It has over 700 miles of coastline and over 150 beaches. It is located in the heart of the Caribbean Sea, often recognized as the yachting capital of the world. It is surrounded by island nations like the Dominican Republic, Aruba, and the British Virgin Islands, all of which have established thriving nautical tourism industries. Yet the United States in general, and Puerto Rico in particular, have been unable to participate in this growing market.

According to the U.S. Coast Guard, there are a mere 30 or so recreational vessels now operating in the Caribbean that, under current law, are authorized to transport tourists and other paying customers between Puerto Rico ports. Nothing could better illustrate how the U.S. jurisdiction of Puerto Rico is being disadvantaged by present law.

As noted, the purpose of my amendment is simple and straightforward. Puerto Rico faces many economic challenges. The territory's current unemployment rate exceeds 15 percent. While the increased nautical tourism that my amendment would allow will not alone solve these problems, it does

have the potential to make a meaningful difference for the communities and constituencies I represent.

I hope my colleagues on both sides of the aisle will support this narrow amendment, which simply enables the United States to compete with foreign jurisdictions in the Caribbean's growing nautical tourism market.

I reserve the balance of my time.

Mr. LARSEN of Washington. Madam Chair, I claim the time in opposition.

The Acting CHAIR. The gentleman is recognized for 5 minutes.

Mr. LARSEN of Washington. I reluctantly rise to object to the amendment offered by the gentleman from Puerto Rico, which would undermine the Jones Act.

The amendment would allow foreign-flagged, foreign-built, foreign-owned, and foreign-manned vessels over 100 gross tons to carry passengers within Puerto Rico. As such, this waiver would disadvantage U.S. maritime operators and U.S. seafarers who might otherwise provide such services. In its present form, we cannot support the amendment.

I commend the gentleman from Puerto Rico for his sincere efforts to expand maritime commerce in Puerto Rico, but I cannot support the amendment he has offered today.

With that, I reserve the balance of

The Acting CHAIR. The gentleman from Puerto Rico has 1 minute remaining, and the gentleman from Washington has 4½ minutes remaining.

The gentleman from Washington has the right to close.

Mr. PIERLUISI. In closing, Madam Chair, I hear that there is some opposition, but what frustrates me is that there are no specifics. I haven't yet heard a specific way in which my proposed amendment would harm any U.S.-flagged vessel or industry.

Indeed, the groups that are supposedly opposing have not been able to articulate any specific amendment that I could make to my bill to take care of their concerns. Rather, their concerns appear to be more of a generalized and of a vague quality, namely that they are concerned that allowing any modification or revision to the Passenger Vessel Services Act will eventually lead to other requests for modifications down the line.

I believe we have to be balanced. Puerto Rico has been economically going through a recession now for 5 years in a row, and this could make a difference. Helping Puerto Rico helps the U.S. We are talking, after all, about an American territory, about American jobs, and about the nautical tourism industry in Puerto Rico and the U.S.

I urge my colleagues to support my amendment.

I yield back the balance of my time. Mr. LARSEN of Washington. Madam Chair, I yield back the balance of my time

The Acting CHAIR. The question is on the amendment offered by the gen-

tleman from Puerto Rico (Mr. PIERLUISI).

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

Mr. LARSEN of Washington. Madam Chair, 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 Puerto Rico will be postponed.

### AMENDMENT OFFERED BY MR. YOUNG OF ALASKA

The Acting CHAIR. Pursuant to the order of the House of today, it is now in order to consider the amendment by Mr. Young of Alaska.

Mr. YOUNG of Alaska. Madam Chair, I have an amendment at the desk.

The Acting CHAIR. The Clerk will designate the amendment.

The text of the amendment is as follows:

Page 56, after line 3, insert the following (and conform the table of contents accordingly):

## SEC. 612. CONVEYANCE OF DECOMMISSIONED COAST GUARD CUTTER STORIS.

(a) IN GENERAL.—The Commandant of the Coast Guard shall convey, without consideration, all right, title, and interest of the United States in and to the decommissioned Coast Guard Cutter STORIS (in this section referred to as the "vessel") to the Storis Museum, a nonprofit entity of Juneau, Alaska, if the Storis Museum agrees—

(1) to use the vessel as a historic memorial, make the vessel available to the public as a museum, and work cooperatively with other museums to provide education on and memorialize the maritime heritage of the vessel and other maritime activities in Alaska, the Pacific Northwest, the Arctic Ocean, and adjacent oceans and seas;

(2) not to use the vessel for commercial transportation purposes;

(3) to make the vessel available to the United States Government if needed for use by the Commandant in time of war or a national emergency or based on the critical needs of the Coast Guard;

(4) to hold the Government harmless for any claims arising from exposure to hazardous materials, including asbestos and polychlorinated biphenyls (PCBs), except for claims arising from the use of the vessel by the Government;

(5) to bear all costs of transportation and delivery of the vessel;

(6) to bear all costs of vessel disposal in accordance with Federal law when the vessel is no longer used as a museum; and

(7) to any other conditions the Commandant considers appropriate.

(b) MAINTENANCE AND DELIVERY OF VESSEL.—Before conveyance of the vessel under this section, the Commandant shall make, to the extent practical and subject to other Coast Guard mission requirements, every effort to maintain the integrity of the vessel and its equipment until the time of delivery.

(c) OTHER EXCESS EQUIPMENT.—The Commandant may convey to the recipient of the vessel under this section any excess equipment or parts from other decommissioned Coast Guard vessels for use to enhance the vessel's operability and function for purposes of a public museum and historical display.

The Acting CHAIR. Pursuant to House Resolution 455 and the order of the House of today, the gentleman from Alaska (Mr. Young) and a Mem-

ber opposed each will control 5 minutes.

The Chair recognizes the gentleman from Alaska.

Mr. YOUNG of Alaska. Madam Chairman, this is well explained in the unanimous consent by the gentleman from New Jersey.

I just urge the passage of the conveyance of the decommissioned Coast Guard Cutter STORIS to the nonprofit organization in Juneau, Alaska, for use as an historic memorial.

I reserve the balance of my time.

Mr. LARSEN of Washington. Madam Chair, I claim the time in opposition, but I do not oppose the amendment.

The Acting CHAIR. Without objection, the gentleman is recognized for 5 minutes.

There was no objection.

Mr. LARSEN of Washington. I encourage my colleagues to support the Young amendment, and I yield back the balance of my time.

Mr. YOUNG of Alaska. I yield back the balance of my time.

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

The amendment was agreed to.

AMENDMENT NO. 15 OFFERED BY MR. PIERLUISI The Acting CHAIR. Pursuant to clause 6 of rule XVIII, the unfinished business is the request for a recorded vote on amendment No. 15 printed in House Report 112–267 by the gentleman from Puerto Rico (Mr. PIERLUISI) on which further proceedings were postponed and on which the ayes 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 322, noes 100, not voting 11, as follows:

#### [Roll No. 840] AYES—322

Ackerman Brooks Conaway Adams Brown (FL) Convers Aderholt Buchanan Cooper Akin Bucshon Crawford Alexander Buerkle Crenshaw Amodei Crowlev Burgess Burton (IN) Andrews Cuellar Austria Butterfield Culberson Baca Davis (CA) Calvert Bachus Camp Davis (IL) Barletta Canseco Davis (KY) Cantor Barrow Denham Bartlett Capito Dent Barton (TX) DesJarlais Capps Bass (CA) Capuano Deutch Bass (NH) Carney Carson (IN) Dingell Becerra. Dold Benishek Carter Dreier Castor (FL) Berg Duffy Duncan (SC) Berkley Chabot Biggert Chu Ellison Cicilline Bilbray Ellmers Bilirakis Clarke (MI) Engel Blackburn Clarke (NY) Eshoo Bonner Clyburn Farenthold Bono Mack Fitzpatrick Coble Coffman (CO) Boren Flake Boswell Cohen Flores Braley (IA) Cole Forbes

McCarthy (NY)

Matsui

McCollum

McCotter

McNernev

Meehan

Moore

Nadler

Owens

Pallone

Peterson

Costello

Gardner

Giffords

Diaz-Balart

Rahall

Pastor (AZ)

NOT VOTING-11

□ 1417

WOOLSEY, Ms. McCOLLUM, Messrs.

DEGETTE. Messrs. PASTOR of Ari-

zona, CONNOLLY of Virginia, LYNCH,

Ms. SPEIER, Ms. EDWARDS, Mr.

SCOTT of Virginia, Ms. BALDWIN,

Messrs. LEWIS of Georgia, McNER-

NEY, Ms. HIRONO, Mr. FLEMING, Ms.

MATSUI, Mr. BLUMENAUER, Ms.

FATTAH, KING of New York, SAR-

BANES, LANGEVIN, and LARSON of

Connecticut changed their vote from

BAUER, MCHENRY, Ms. JENKINS,

BLACKBURN, Ms. HAYWORTH, Mrs.

CAPPS, and Mr. BUCSHON changed

The result of the vote was announced

Mr. CICILLINE. Mr. Chair, during rollcall

Mr. SMITH of Washington. Mr. Chair, today

I recorded an erroneous vote on agreeing to

Mr. PIERLUISI's amendment to H.R. 2838. I in-

tended to vote "no" on rollcall vote No. 840.

on agreeing to Mr. PIERLUISI's amendment to

vote No. 840 on H.R. 2838, I mistakenly re-

corded my vote as "aye" when I should have

So the amendment was agreed to.

PEARCE.

their vote from "no" to "aye."

BEUTLER,

Messrs.

GARRETT.

Mr. DUNCAN of Tennessee, Ms.

LATOURETTE,

Michaud

Miller (MI)

Miller, George

McDermott

Roybal-Allard

Runyan

Sarbanes

Schilling

Sherman

Shimkus

Speier

Sutton

Tiernev

Waxman

Woolsey

Young (AK)

Kinzinger (IL)

Murphy (CT)

Ms.

Messrs.

NEUGE-

Mrs.

CRENSHAW.

Payne

Thompson (CA)

Scott (VA)

Scalise

Fortenberry Lucas Luetkemeyer Foxx Frank (MA) Luján Franks (AZ) Lummis Lungren, Daniel Frelinghuvsen Gallegly Maloney Manzullo Garrett Gerlach Marchant Gibbs Marino Gibson Markey Gingrey (GA) Matheson McCarthy (CA) Gohmert Gonzalez McCaul Goodlatte McClintock Gosar McGovern Gowdy McHenry Granger McIntyre Graves (GA) McKeon Graves (MO) McKinley Green, Al McMorris Griffin (AR) Rodgers Griffith (VA) Meeks Grijalya. Mica Miller (FL) Grimm Guinta Miller (NC) Guthrie Miller, Gary Gutierrez Moran Mulvaney Hall Murphy (PA) Hanna. Harper Myrick Napolitano Harris Hartzler Nea1 Hastings (FL) Neugebauer Hayworth Noem Heck Nugent Heinrich Nunes Hensarling Nunnelee Herger Olson Olver Himes Hinchev Palazzo Hinojosa. Pascrell Holt Hoyer Paulsen Huelskamp Pearce Huizenga (MI) Hultgren Pence Perlmutter Hurt Israel Peters Tssa. Petri Pingree (ME) Jackson (IL) Jackson Lee Pitts (TX) Platts Jenkins Poe (TX) Johnson (IL) Polis Johnson (OH) Pompeo Johnson, E. B. Posey Price (GA) Johnson, Sam Jones Price (NC) Jordan Quayle Quigley Kaptur Keating Rangel Kelly Reed Rehberg Kildee King (IA) Reichert Kissell Renacci Reyes Ribble Kline Kucinich Richardson Labrador Lamborn Richmond Lance Rigell Landry Rivera Roby Roe (TN) Lankford Latta Levin Rogers (AL) Lewis (CA) Rogers (KY) Loebsack Rogers (MI)

#### NOES-100

Rohrabacher

Rokita.

Rooney

Altmire Cleaver Connolly (VA) Amash Baldwin Costa Berman Courtney Bishop (GA) Cravaack Bishop (NY) Critz Black Cummings Blumenauer DeFazio Boustany DeGette Brady (PA) DeLauro Broun (GA) Dicks Campbell Doggett Cardoza Donnelly (IN) Cassidy Doyle Duncan (TN) Chaffetz Chandler Edwards Clay Emerson

Lofgren, Zoe

Long

Lowev

Farr Fattah Filner Fincher Fleischmann Fleming Garamendi Green, Gene Hahn Hanabusa Hastings (WA) Herrera Beutler Higgins Hirono Hochul Holden

Honda

Ros-Lehtinen Roskam Ross (AR) Ross (FL) Rothman (NJ) Royce Ruppersberger Rush Ryan (OH) Rvan (WI) Sánchez, Linda

Hunter

Inslee

Kind

Johnson (GA)

King (NY)

Kingston

Langevin

Latham

Lee (CA)

Lipinski

Lynch

LoBiondo

Bachmann

Bishop (UT)

CUMMINGS,

HERRERA

Ms.

Messrs.

voted "no.

"aye" to "no."

SCHWEIKERT.

as above recorded.

Stated against:

BUERKLE.

Brady (TX)

Carnahan

Lewis (GA)

Larsen (WA)

Larson (CT)

LaTourette

Т. Sanchez Loretta Schakowsky Schiff Schmidt Schock Schrader Schwartz Schweikert Scott (SC) Scott, Austin Scott, David Sensenbrenner Serrano Sessions Sewell Shuler

Shuster Simpson Sires Slaughter Smith (NE) Smith (NJ) Smith (TX) Smith (WA) Southerland Stark Stearns Stivers Stutzman Sullivan Terry

Thompson (MS) Thompson (PA) Thornberry Tiberi Tipton Tonko Towns Tsongas Turner (NY) Turner (OH) Upton Van Hollen Velázquez Visclosky Walberg

Walden Walsh (IL) Walz (MN) Wasserman Schultz Waters Watt Webster Welch West Westmoreland Whitfield

Wilson (FL) Wilson (SC) Wittman Wolf Womack

Woodall

Yarmuth

Young (IN)

Yoder Young (FL) H.R. 2838. The Acting CHAIR (Mr. POE of Texas). The question is on the amendment in the nature of a substitute, as amended.

The amendment was agreed to.

The Acting CHAIR. Under the rule, the Committee rises.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. CHAFFETZ) having assumed the chair, Mr. Poe of Texas, 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. 2838) to authorize appropriations for the Coast Guard for fiscal years 2012 through 2015, and for other purposes, and, pursuant to House Resolution 455, reported the bill back to the House with an amendment adopted in the Committee of the Whole.

The SPEAKER pro tempore. Under the rule, the previous question is ordered.

Is a separate vote demanded on any amendment to the amendment reported from the Committee of the Whole?

If not, the question is on the amendment in the nature of a substitute, as amended.

The amendment was agreed to.

The SPEAKER pro tempore. 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.

#### MOTION TO RECOMMIT

Mr. LARSEN of Washington. Mr. Speaker, I have a motion to recommit at the desk.

The SPEAKER pro tempore. Is the gentleman opposed to the bill?

Mr. LARSEN of Washington. Mr. Speaker, I am opposed to the bill in its current form

The SPEAKER pro tempore. The Clerk will report the motion to recommit.

The Clerk read as follows:

Mr. Larsen of Washington moves to recommit the bill H.R. 2838 to the Committee on Transportation and Infrastructure with instructions to report the same back to the House forthwith with the following amend-

At the end of the bill, add the following:

#### TITLE VIII—PROHIBITION ON CONTRACTOR FRAUD, WASTE, AND ABUSE SEC. 801. PROHIBITION ON CONTRACTOR FRAUD, WASTE, AND ABUSE.

- (a) PROHIBITION.—The Secretary of the department in which the Coast Guard is operating and the Secretary of the Army, acting through the Chief of Engineers, are each prohibited from awarding a contract or issuing a delivery order or task order to a person that the Secretary finds has been convicted
- (1) fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a contract or subcontract with the Federal Government: or
- (2) embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, violating Federal criminal tax laws, or receiving stolen property.
- (b) PERIOD OF DEBARMENT.—If a Secretary referred to in subsection (a) finds that a person has been convicted of a violation described in subsection (a), the person shall be barred from being awarded a contract or being issued a delivery order or task order from the Secretary for the 10-year period beginning on the date of the conviction.
- (c) WAIVER AUTHORITY.—A Secretary referred to in subsection (a) may waive the application of subsection (a) in a specific instance if the Secretary determines that the waiver is necessary in the national security interests of the United States.

#### □ 1420

Mr. LARSEN of Washington (during the reading). Mr. Speaker, I ask unanimous consent that the amendment be considered as read.

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

There was no objection.

Napolitano

Mr. Lobiondo. Mr. Speaker, I reserve a point of order.

The SPEAKER pro tempore. A point of order is reserved.

The gentleman from Washington is recognized for 5 minutes.

Mr. LARSEN of Washington. Mr. Speaker, this final amendment prohibits the U.S. Coast Guard and U.S. Army Corps of Engineers from awarding contracts to felons convicted of contract fraud, waste and abuse.

It was just 1 month ago, Mr. Speaker, that a Federal magistrate judge indicted four individuals on an alleged bribery and kickback scheme regarding U.S. Army Corps of Engineers' contracts that defrauded U.S. taxpayers of a minimum of \$20 million; taxpayer dollars wasted on BMWs, Rolexes, flatscreen televisions, first-class airline tickets, investment properties across the globe, and the list goes on. In exchange for these kickbacks, the contractors were guaranteed millions in sole-sourced, open-ended contracts with a total award potential of more than \$1.7 billion—that's billion with a "B." They were sailing high on taxpayer dollars while other Americans were struggling to stay afloat.

When they were arrested, the coconspirators had their sights set on a \$780 million Corps of Engineers' contract. Fortunately, they were apprehended before this very large contract was awarded.

Similarly, in August of this year, a Federal court grand jury in Norfolk, Virginia indicted four coconspirators of multiple alleged criminal charges, including conspiracy, theft of public money, wire fraud, illegal gratuities, false statements and money laundering in connection with a kickback scheme involving Coast Guard vessel repair contracts.

Mr. Speaker, this August 2011 kickback scheme is particularly striking because of the Coast Guard's spectacular contract failures in recent history under the Deepwater program. We all may recall that under Deepwater, the Coast Guard's most infamous failure was the effort to lengthen the Coast Guard's existing 110-foot patrol boats to 123 feet and install new, upgraded information technology equipment. After eight boats were delivered, the Coast Guard determined that the lengthened hulls cracked and were unsafe.

We simply cannot afford to allow one more dollar of our limited Federal resources—of the taxpayers' limited resources—to be wasted. We can help root out these crony kickbacks with this final and straightforward amendment. This is a plain and simple vote to eliminate fraud, waste and abuse.

When you hear about contractors who engage in the largest corruption scheme in modern history, like those in the Army Corps, it's clear they need to be put in the penalty box. This final amendment simply says that contractors who rip off taxpayers can't get more contracts. Specifically, it prohibits the Coast Guard and the Corps of

Engineers from awarding a contract to a contractor convicted of fraud or a criminal offense related to obtaining a contract or subcontract with the Federal Government.

It also prohibits a contract for a contractor convicted of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, violating Federal criminal tax laws, or receiving stolen property from participating.

This final amendment ensures that felons convicted of criminal offenses related to receiving government contracts and abusing the public trust will no longer stand to benefit from future Federal contracts for at least 10 years. This amendment will not kill the bill. It will simply immediately add this taxpayer safeguard, and then the House will vote on final passage of the bill right here and right now.

So I urge my colleagues on both sides of the aisle to join me in supporting this final amendment, which will ensure that we bust waste, fraud, and abuse and throw those kickback cronies into the penalty box.

With that, I yield back the balance of my time.

Mr. LoBIONDO. Mr. Speaker, I withdraw the point of order and claim the time in opposition.

The SPEAKER pro tempore. The reservation is withdrawn.

The gentleman from New Jersey is recognized for 5 minutes.

Mr. LoBIONDO. Mr. Speaker, we've had a very bipartisan effort in coming to this point on this Coast Guard legislation in our subcommittee and in our full committee. And I must say I'm disappointed that, with all the cooperation and back and forth that we've had, this is an issue that's never been raised. But not withstanding that, bribery and kickbacks are illegal under any circumstances. This is redundant. It's already illegal to do these things.

I urge everyone to vote "no" on the motion to recommit and "yes" on final passage.

I yield back the balance of my time. The SPEAKER pro tempore. Without objection, the previous question is ordered on the motion to recommit.

There was no objection.

The SPEAKER pro tempore. The question is on the motion to recommit.

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

Mr. LARSEN of Washington. Mr. Speaker, on that I demand the yeas and navs.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 and clause 9 of rule XX, this 15-minute vote on the motion to recommit will be followed by 5-minute votes on passage of H.R. 2838, if ordered, and adoption of House Resolution 463.

The vote was taken by electronic device, and there were—yeas 189, nays 235, not voting 9, as follows:

[Roll No. 841] YEAS-189

Fudge

Ackerman Altmire Andrews Baca Baldwin Barrow Bass (CA) Becerra Berkley Berman Bishop (GA) Bishop (NY) Blumenauer Boren Boswell Brady (PA) Braley (IA) Brown (FL Butterfield Capps Capuano Cardoza Carnahan Carney Carson (IN) Castor (FL) Chandler Chu Cicilline Clarke (MI) Clarke (NY) Clav Cleaver Clvburn Cohen Connolly (VA) Conyers Cooper Costa Costello Courtney Critz Crowley Cuellar Cummings Davis (CA) Davis (IL) DeFazio DeGette DeLauro Deutch Dicks Dingell Doggett Donnelly (IN) Dovle Edwards Ellison Engel Eshoo Farr Fattah Filner Frank (MA)

Garamendi Gonzalez Green, Al Green, Gene Grijalya. Gutierrez Hahn Hanabusa Hastings (FL) Heinrich Higgins Himes Hinchey Hinojosa Hirono Hochul Holden Holt Honda Hoyer Inslee Israel Jackson (IL) Jackson Lee (TX) Johnson (GA) Johnson, E. B. Jones Kaptur Keating Kildee Kind Kissell Kucinich Langevin Larsen (WA) Larson (CT) Lee (CA) Levin Lewis (GA) Lipinski Loebsack Lofgren, Zoe Lowey Luián Lynch Maloney Markey Tonko Matheson Towns Matsui Tsongas McCarthy (NY) Van Hollen McCollum McDermott Visclosky McGovern Walz (MN) McIntyre Wasserman McNerney Waters Meeks Michaud Watt Miller (NC) Waxman Welch Miller, George Wilson (FL) Moore Moran Woolsey Nadler Yarmuth

Neal Olver Owens Pallone Pascrell Pastor (AZ) Pelosi Perlmutter Peters Pingree (ME) Polis Price (NC) Quigley Rahall Rangel Reyes Richardson Richmond Ross (AR) Rothman (NJ) Roybal-Allard Ruppersberger Rush Ryan (OH) Sánchez, Linda Т. Sanchez, Loretta Sarbanes Schakowsky Schiff Schrader Schwartz Scott (VA) Scott, David Serrano Sewell Sherman Sires Slaughter Smith (WA) Speier Stark Sutton Thompson (CA) Thompson (MS) Tierney

#### NAYS-235

Farenthold

Calvert Adams Aderholt Camp Akin Campbell Alexander Canseco Amash Cantor Amodei Capito Austria Carter Bachus Cassidy Barletta Chabot Bartlett Chaffetz Barton (TX) Coble Coffman (CO) Bass (NH) Benishek Cole Conaway Berg Biggert Cravaack Bilbray Crawford Bilirakis Crenshaw Bishop (UT) Culberson Black Davis (KY) Blackburn Denham Bonner Dent Bono Mack DesJarlais Dold Boustany Brooks Dreier Broun (GA) Duffv Buchanan Duncan (SC) Duncan (TN) Bucshon Buerkle Ellmers Burgess Emerson

Burton (IN)

Fincher Fitzpatrick Flake Fleischmann Fleming Flores Forbes Fortenberry Foxx Franks (AZ) Frelinghuysen Gallegly Garrett Gerlach Gibbs Gibson Gingrey (GA) Gohmert Goodlatte Gosar Gowdy Granger Graves (GA) Graves (MO) Griffin (AR) Griffith (VA) Grimm Guinta

Guthrie

Hall

Velázquez

Schultz

Perlmutter

Peters

McCotter Roskam Hanna Harper McHenry Ross (FL) Harris McKeon Royce Hartzler McKinley Runyan Hastings (WA) McMorris Ryan (WI) Hayworth Rodgers Scalise Heck Meehan Schilling Hensarling Mica Schmidt Herger Miller (FL) Schock Herrera Beutler Miller (MI) Schweikert Miller, Gary Huelskamp Scott (SC) Huizenga (MI) Mulvaney Scott, Austin Murphy (PA) Hultgren Sensenbrenner Hunter Hurt Neugebauer Shimkus Issa Noem Shuster Jenkins Nugent Simpson Johnson (IL) Nunes Smith (NE) Smith (NJ) Johnson (OH) Nunnelee Smith (TX) Johnson, Sam Jordan Palazzo Southerland Kelly Stearns Paul King (IA) Paulsen Stivers King (NY) Pearce Stutzman Kingston Pence Sullivan Petri Kline Terry Thompson (PA) Labrador Pitts Lamborn Platts Thornberry Poe (TX) Tiberi Lance Landry Pompeo Tipton Lankford Posey Turner (NY) Latham Price (GA) Turner (OH) LaTourette Quavle Upton Walberg Latta Reed Lewis (CA) Rehberg Walden LoBiondo Walsh (IL) Reichert Long Renacci Webster Lucas Ribble West Rigell Westmoreland Luetkemever Lummis Rivera Whitfield Wilson (SC) Lungren, Daniel Roby Roe (TN) Wittman Mack Rogers (AL) Wolf Manzullo Rogers (KY) Womack Rogers (MI) Woodall Marchant Rohrabacher Marino Yoder McCarthy (CA) Young (AK) Rokita McCaul Rooney Young (FL) McClintock Ros-Lehtinen Young (IN) NOT VOTING-9 Bachmann Gardner

Brady (TX) Giffords Kinzinger (IL) Diaz-Balart

Murphy (CT) Payne Peterson

### □ 1444

So the motion to recommit was reiected.

The result of the vote was announced as above recorded.

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

The bill was passed.

A motion to reconsider was laid on the table.

#### PROVIDING FOR CONSIDERATION OF H.R. 822, NATIONAL RIGHT-TO-CARRY RECIPROCITY ACT OF 2011

The SPEAKER pro tempore. The unfinished business is the vote on adoption of the resolution (H. Res. 463) providing for consideration of the bill (H.R. 822) to amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry concealed firearms in the State, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

SPEAKER pro tempore. The question is on the resolution.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 271, nays 153, not voting 9, as follows:

#### [Roll No. 842]

Adams

Akin

Aderholt

Alexander

Altmire

Amash

Amodei

Austria

Bachus

Barrow

Barletta

Bartlett

Barton (TX)

Bass (NH)

Benishek

Berg

Biggert

Bilbray

Black

Bonner

Boren

Boswell

Brooks

Boustany

Broun (GA)

Burton (IN)

Buchanan

Bucshon

Buerkle

Burgess

Calvert

Campbell

Canseco

Cantor

Capito

Cardoza

Carter

Cassidy

Chabot

Chaffetz

Chandler

Conaway

Cooper

Costello

Courtney

Cravaack

Crawford

Crenshaw

Culberson

Davis (KY)

DeFazio

Denham

Dingell

DesJarlais

Donnelly (IN)

Duncan (SC)

Duncan (TN)

Dent

Dold

Dreier

Duffy

Ellmers

Emerson

Fincher

Fleming

Flake

Flores

Forbes

Foxx

Gallegly

Garrett

Gerlach

Ackerman

Andrews

Baldwin

Farenthold

Fitzpatrick

Fleischmann

Fortenberry

Franks (AZ)

Frelinghuysen

Critz

Cuellar

Costa

Coffman (CO)

Coble

Cole

Camp

Bilirakis

Bishop (GA)

Bishop (UT)

Blackburn

Bono Mack

Ba.ca.

YEAS-271 Gibbs Noem Gibson Nugent Gingrey (GA) Nunes Nunnelee Gohmert Goodlatte Olson Gosar Owens Gowdy Palazzo Granger Paul Graves (GA) Paulsen Graves (MO) Pearce Green, Gene Pence Griffin (AR) Petri Griffith (VA)  $\operatorname{Grimm}$ Platts Poe (TX) Guinta Guthrie Pompeo Posey Price (GA) Hall Hanna Harper Quavle Harris Rahall Hartzler Reed Hastings (WA) Rehberg Hayworth Reichert Renacci Heck Heinrich Ribble Richardson Hensarling Rigell Herger Herrera Beutler Rivera Higgins Roby Roe (TN) Hochul Holden Rogers (AL) Huelskamp Rogers (KY) Huizenga (MI) Rogers (MI) Hultgren Rohrabacher Hunter Rokita. Hurt Rooney Tssa. Ros-Lehtinen Jenkins Roskam Johnson (IL) Ross (AR) Johnson (OH) Ross (FL) Johnson, Sam Royce Runyan Jones Jordan Rvan (OH) Ryan (WI) Kelly Kind Scalise King (IA) Schilling King (NY) Schmidt Kingston Schock Kissell Schrader Schweikert Kline Labrador Scott (SC) Lamborn Scott, Austin Scott, David Lance Landry Sensenbrenner Lankford Sessions Latham Shimkus LaTourette Shuler Latta Shuster Lewis (CA) Simpson Smith (NE) LoBiondo Smith (NJ) Long Lucas Smith (TX) Luetkemeyer Southerland Lummis Stearns Lungren, Daniel Stivers Stutzman Mack Sullivan Manzullo Terry Thompson (PA) Thornberry Marchant Marino Matheson Tiberi McCarthy (CA) Tipton McCaul Turner (NY) McClintock Turner (OH) McCotter Unton McHenry Walberg Walden Walsh (IL) McIntyre McKeon Webster McKinley McMorris West Westmoreland Rodgers Meehan Whitfield Mica Michaud Wilson (SC) Wittman Miller (FL) Wolf Miller (MI) Womack Woodall Miller, Gary Mulvaney Yoder Murphy (PA) Young (AK) Young (FL) Myrick Neugebauer Young (IN)

#### NAYS-153

Bass (CA) Berman Becerra Berkley Bishop (NY) Blumenauer

Butterfield Capps Capuano Carnahan Carney Carson (IN) Castor (FL) Cicilline Clarke (MI) Clarke (NY) Clay Cleaver Clyburn Cohen Connolly (VA) Convers Crowley Cummings Davis (CA) Davis (IL) DeGette DeLauro Deutch Dicks Doggett Dovle Edwards Ellison Engel Eshoo Farr Fattah Filner Frank (MA) Fudge Garamendi Gonzalez Green, Al Grijalva Gutierrez Hahn Hanabusa Hastings (FL) Himes Hinchey

Brady (PA) Hinojosa. Braley (IA) Hirono Brown (FL) Holt Honda Hoyer Inslee Israel Jackson (IL) Jackson Lee (TX) Johnson (GA) Johnson, E. B. Kaptur Keating Kildee Kucinich Langevin Larsen (WA) Larson (CT) Lee (CA) Levin Lewis (GA) Lipinski Loebsack Lofgren, Zoe Luián Lynch Maloney Markey Matsui McCarthy (NY) McCollum McDermott McGovern McNernev Meeks Miller (NC) Miller, George Moore Moran Nadler Napolitano Nea1 Olver Pallone Pascrel1 Pastor (AZ) Pelosi

Peterson Pingree (ME) Polis Price (NC) Quigley Rangel Reyes Richmond Rothman (NJ) Roybal-Allard Ruppersberger Sánchez, Linda T. Sanchez, Loretta Sarbanes Schakowsky Schiff Schwartz Scott (VA) Serrano Sewell. Sherman Sires Slaughter Smith (WA) Speier Stark Sutton Thompson (CA) Thompson (MS) Tierney Tonko Towns Tsongas Velázquez Visclosky Walz (MN) Wasserman Schultz Waters Watt Waxman Welch Wilson (FL) Woolsey Yarmuth

#### NOT VOTING-

Bachmann Gardner Murphy (CT) Brady (TX) Giffords Pavne Kinzinger (IL) Van Hollen Diaz-Balart

### □ 1455

Messrs. CUMMINGS, CARNEY, Ms. BROWN of Florida, and Messrs. PAL-PASCRELL, LONE. COHEN, and LIPINSKI changed their vote "yea" to "nay.

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

#### EDEN PRAIRIE HIGH SCHOOL: SCHOLARS AND ATHLETES

(Mr. PAULSEN asked and was given permission to address the House for 1 minute and to revise and extend his re-

Mr. PAULSEN. Aside from having one of the best academic programs in Minnesota, the Eden Prairie School District is now home to new State champions in two sports: boys' soccer and girls' volleyball.

Despite going up against undefeated team, the Eden Prairie boys' soccer team struck early, scoring their first goal in the 4th minute of the 2A State championship. The Eden Prai-Eagles kept up the pressure, outshooting the opposition and winning the game 3-1 while capturing their second State championship since 2002.

Then this past weekend, in what the StarTribune Minneapolis