

Shuster	Thornberry	Whitfield
Simpson	Tiberi	Wilson (SC)
Smith (NE)	Tipton	Wittman
Smith (NJ)	Turner (NY)	Wolf
Smith (TX)	Turner (OH)	Womack
Southerland	Upton	Woodall
Stearns	Walberg	Yoder
Stivers	Walden	Young (AK)
Stutzman	Walsh (IL)	Young (FL)
Sullivan	Webster	Young (IN)
Terry	West	
Thompson (PA)	Westmoreland	

NAYS—167

Ackerman	Green, Al	Owens
Altmore	Green, Gene	Pallone
Andrews	Grijalva	Pastor (AZ)
Baldwin	Gutierrez	Payne
Barrow	Hahn	Pelosi
Becerra	Hanabusa	Perlmutter
Berkley	Hastings (FL)	Peters
Berman	Heinrich	Peterson
Bishop (GA)	Higgins	Pingree (ME)
Bishop (NY)	Himes	Polis
Blumenauer	Hinchey	Price (NC)
Boswell	Hinojosa	Quigley
Brady (PA)	Hochul	Rahall
Bralley (IA)	Holden	Rangel
Brown (FL)	Holt	Reyes
Capps	Honda	Richardson
Cardoza	Hoyer	Richmond
Carnahan	Inslee	Rothman (NJ)
Carney	Israel	Roybal-Allard
Carson (IN)	Jackson (IL)	Ruppersberger
Castor (FL)	Jackson Lee	Rush
Chandler	(TX)	Ryan (OH)
Chu	Johnson (GA)	Sánchez, Linda
Cicilline	Johnson, E. B.	T.
Clarke (MI)	Kaptur	Sarbanes
Clarke (NY)	Keating	Schakowsky
Clay	Kildee	Schiff
Cleaver	Kind	Schrader
Clyburn	Kissell	Schwartz
Cohen	Kucinich	Scott (VA)
Connolly (VA)	Langevin	Scott, David
Conyers	Larsen (WA)	Serrano
Cooper	Lee (CA)	Sewell
Costa	Levin	Sherman
Costello	Lewis (GA)	Slaughter
Critz	Lipinski	Smith (WA)
Crowley	Loeb sack	Speier
Cuellar	Loggren, Zoe	Stark
Cummings	Lowe y	Sutton
Davis (CA)	Lujan	Thompson (CA)
Davis (IL)	Lynch	Thompson (MS)
DeFazio	Maloney	Tonko
DeGette	Markey	Towns
DeLauro	Matsui	Tsongas
Dicks	McCarthy (NY)	Van Hollen
Dingell	McCollum	Velázquez
Doggett	McDermott	Vislosky
Donnelly (IN)	McGovern	Walz (MN)
Edwards	McNerney	Wasserman
Engel	Meeks	Schultz
Eshoo	Michaud	Waters
Farr	Miller (NC)	Watt
Fattah	Miller, George	Welch
Frank (MA)	Moore	Wilson (FL)
Fudge	Moran	Woolsey
Garamendi	Murphy (CT)	Yarmuth
Gonzalez	Nadler	

NOT VOTING—27

Baca	Filner	Oliver
Bass (CA)	Galle gly	Pascarell
Butterfield	Giffords	Paul
Capuano	Hirono	Roskam
Courtney	Larson (CT)	Ryan (WI)
Crenshaw	Marchant	Sanchez, Loretta
Deutch	Napolitano	Sires
Doyle	Neal	Tierney
Ellison	Nunes	Waxman

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There is 1 minute remaining.

□ 1405

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.

Stated for:

Mr. RYAN of Wisconsin. Madam Speaker, today, I missed rollcall vote 859. Had I been present, I would have cast the following vote:

rollcall 859—H. Res. 470, Providing for consideration of H.R. 3094—"yea."

Stated against:

Mrs. NAPOLITANO. Madam Speaker, I was absent during rollcall vote No. 859 in order to attend an important event in my district. Had I been present, I would have voted "nay" on agreeing to H. Res. 470—Rule providing for consideration of H.R. 3094—Workforce Democracy and Fairness Act.

Mr. PASCRELL. Madam Speaker, I missed the last rollcall vote today.

Had I been present, I would have voted "nay" on rollcall vote No. 859, on H. Res. 470—Rule providing for consideration of H.R. 3094—Workforce Democracy and Fairness Act.

Mr. FILNER. Madam Speaker, on rollcall 859, I was away from the Capitol due to prior commitments to my constituents. Had I been present, I would have voted "nay."

Mr. ELLISON. Madam Speaker, today I inadvertently missed rollcall vote No. 859. Had I been present I would have voted "nay."

PERSONAL EXPLANATION

Mrs. BIGGERT. Madam Speaker, on rollcall No. 857, I was unavoidably detained. Had I been present, I would have voted "no."

ADJOURNMENT TO TUESDAY, NOVEMBER 22, 2011

Mr. LOBIONDO. Madam Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at 10 a.m. on Tuesday, November 22, 2011; when the House adjourns on that day, it adjourn to meet at 1 p.m. on Friday, November 25, 2011; and when the House adjourns on that day, it adjourn to meet at 2 p.m. on Tuesday, November 29, 2011.

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

There was no objection.

AMERICA'S CUP ACT OF 2011

Mr. LOBIONDO. Madam Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 3321) to facilitate the hosting in the United States of the 34th America's Cup by authorizing certain eligible vessels to participate in activities related to the competition, and for other purposes, with a Senate amendment thereto, and concur in the Senate amendment.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The Clerk will report the Senate amendment.

The Clerk read as follows:

Senate amendment:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "America's Cup Act of 2011".

SEC. 2. DEFINITIONS.

In this Act:

(1) 34TH AMERICA'S CUP.—The term "34th America's Cup"—

(A) means the sailing competitions, commencing in 2011, to be held in the United States

in response to the challenge to the defending team from the United States, in accordance with the terms of the America's Cup governing Deed of Gift, dated October 24, 1887; and

(B) if a United States yacht club successfully defends the America's Cup, includes additional sailing competitions conducted by America's Cup Race Management during the 1-year period beginning on the last date of such defense.

(2) AMERICA'S CUP RACE MANAGEMENT.—The term "America's Cup Race Management" means the entity established to provide for independent, professional, and neutral race management of the America's Cup sailing competitions.

(3) ELIGIBILITY CERTIFICATION.—The term "Eligibility Certification" means a certification issued under section 4.

(4) ELIGIBLE VESSEL.—The term "eligible vessel" means a competing vessel or supporting vessel of any registry that—

(A) is recognized by America's Cup Race Management as an official competing vessel, or supporting vessel of, the 34th America's Cup, as evidenced in writing to the Administrator of the Maritime Administration of the Department of Transportation;

(B) transports not more than 25 individuals, in addition to the crew;

(C) is not a ferry (as defined under section 2101(10b) of title 46, United States Code);

(D) does not transport individuals in point-to-point service for hire; and

(E) does not transport merchandise between ports in the United States.

(5) SUPPORTING VESSEL.—The term "supporting vessel" means a vessel that is operating in support of the 34th America's Cup by—

(A) positioning a competing vessel on the race course;

(B) transporting equipment and supplies utilized for the staging, operations, or broadcast of the competition; or

(C) transporting individuals who—

(i) have not purchased tickets or directly paid for their passage; and

(ii) who are engaged in the staging, operations, or broadcast of the competition, race team personnel, members of the media, or event sponsors.

SEC. 3. AUTHORIZATION OF ELIGIBLE VESSELS.

Notwithstanding sections 55102, 55103, and 55111 of title 46, United States Code, an eligible vessel, operating only in preparation for, or in connection with, the 34th America's Cup competition, may position competing vessels and may transport individuals and equipment and supplies utilized for the staging, operations, or broadcast of the competition from and around the ports in the United States.

SEC. 4. CERTIFICATION.

(a) REQUIREMENT.—A vessel may not operate under section 3 unless the vessel has received an Eligibility Certification.

(b) ISSUANCE.—The Administrator of the Maritime Administration of the Department of Transportation is authorized to issue an Eligibility Certification with respect to any vessel that the Administrator determines, in his or her sole discretion, meets the requirements set forth in section 2(4).

SEC. 5. ENFORCEMENT.

Notwithstanding sections 55102, 55103, and 55111 of title 46, United States Code, an Eligibility Certification shall be conclusive evidence to the Secretary of the Department of Homeland Security of the qualification of the vessel for which it has been issued to participate in the 34th America's Cup as a competing vessel or a supporting vessel.

SEC. 6. PENALTY.

Any vessel participating in the 34th America's Cup as a competing vessel or supporting vessel that has not received an Eligibility Certification or is not in compliance with section 12112 of title 46, United States Code, shall be subject to the applicable penalties provided in chapters 121 and 551 of title 46, United States Code.