

NAYS—137

Abercrombie	Frelinghuysen	Owens
Ackerman	Frost	Pallone
Andrews	Gejdenson	Pastor
Baldacci	Gibbons	Payne (NJ)
Becerra	Gilman	Pelosi
Beilenson	Gonzalez	Pickett
Bentsen	Green (TX)	Rangel
Berman	Greenwood	Reed
Bishop	Gutierrez	Richardson
Blumenauer	Harman	Rivers
Boehlert	Hastings (FL)	Rose
Boucher	Hilliard	Roybal-Allard
Brown (CA)	Hinchev	Rush
Brown (FL)	Horn	Sabo
Brown (OH)	Hoyer	Sanders
Bryant (TX)	Jackson (IL)	Sawyer
Campbell	Jackson-Lee	Schroeder
Cardin	(TX)	Schumer
Chapman	Johnson (CT)	Scott
Clay	Johnson, E.B.	Serrano
Clayton	Kelly	Shays
Clyburn	Kennedy (MA)	Skaggs
Coleman	Kennelly	Slaughter
Collins (IL)	Kolbe	Stark
Collins (MI)	Lantos	Stokes
Conyers	Levin	Studds
Coyne	Lewis (GA)	Thompson
Cummins	Lofgren	Thurman
DeFazio	Lowe	Torkildsen
DeLauro	Luther	Torres
Dellums	Maloney	Torricelli
Deutsch	Markey	Towns
Dixon	Matsui	Velazquez
Doggett	McCarthy	Vento
Dooley	McDermott	Ward
Durbin	McKinney	Waters
Edwards	Meehan	Watt (NC)
Engel	Meek	Waxman
Eshoo	Menendez	Williams
Evans	Meyers	Wilson
Farr	Millender-	Wise
Fattah	McDonald	Woolsey
Fazio	Miller (CA)	Wynn
Filner	Mink	Yates
Ford	Morella	Zimmer
Frank (MA)	Nadler	
Franks (CT)	Olver	

NOT VOTING—12

Dicks	Ganske	Lincoln
Fields (LA)	Hayes	Longley
Fields (TX)	Heineman	Peterson (FL)
Furse	Johnston	Thornton

□ 1414

The Clerk announced the following pairs:

On this vote:

Mr. Hayes and Mr. Ganske for, with Ms. Furse against.

Mr. Longley and Mr. Fields of Texas for, with Mr. Johnston of Florida against.

Mr. DOGGETT changed his vote from "yea" to "nay."

So, two-thirds having voted in favor thereof, the bill was passed, the objections of the President to the contrary notwithstanding.

The result of the vote was announced as above recorded.

The SPEAKER pro tempore (Mr. LAHOOD). The Clerk will notify the Senate of the action of the House.

□ 1415

PRIVILEGES OF THE HOUSE—RESOLUTION REQUIRING THAT INVESTIGATION INTO MATTERS SURROUNDING COMPLAINT ON REPRESENTATIVE RICHARD GEPHARDT BE ASSIGNED TO SPECIAL COUNSEL

Mr. LINDER. Mr. Speaker, pursuant to notice given earlier this day, under rule IX, I offer a resolution (H. Res. 524) raising a question of the privileges of the House, and I ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 524

Whereas, a complaint filed against Representative GEPHARDT alleges House Rules have been violated by Representative GEPHARDT's concealment of profits gained through a complex series of real estate tax exchanges and;

Whereas, the complaint also alleges possible violations of banking disclosure and campaign finance laws or regulations and;

Whereas, the Committee on Standards of Official Conduct has in complex matters involving complaints hired outside counsel with expertise in tax laws and regulations and;

Whereas, the Committee on Standards of Official Conduct is responsible for determining whether Representative GEPHARDT's financial transactions violated standards of conduct or specific rules of House of Representatives and;

Whereas, the complaint against Representative GEPHARDT has been languishing before the committee for more than seven months and the integrity of the ethics process and the manner in which Members are disciplined is called into question; now be it

Resolved that the Committee on Standards of Official Conduct is authorized and directed to hire a special counsel to assist in the investigation of this matter.

Resolved that all relevant materials presented to, or developed by, the committee to date on the complaint be submitted to a special counsel, for review and recommendation to determine whether the committee should proceed to a preliminary inquiry.

The SPEAKER pro tempore (Mr. LAHOOD). The resolution constitutes a question of privilege under rule IX.

MOTION TO TABLE OFFERED BY MR. ARMEY

Mr. ARMEY. Mr. Speaker, I offer a privileged motion.

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

The Clerk read as follows:

Mr. ARMEY moves to lay the resolution on the table.

The SPEAKER pro tempore. The question is on the motion to table offered by the gentleman from Texas [Mr. ARMEY].

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

RECORDED VOTE

Mr. ARMEY. Mr. Speaker, I demand a recorded vote. A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 395, noes 9, answered "present" 10, not voting 19, as follows:

[Roll No. 423]
AYES—395

Abercrombie	Bartlett	Boehlert
Ackerman	Barton	Boehner
Allard	Bass	Bonilla
Andrews	Bateman	Bonior
Archer	Becerra	Bono
Armev	Beilenson	Boucher
Bachus	Bentsen	Brewster
Baessler	Bereuter	Browder
Baker (CA)	Berman	Brown (CA)
Baker (LA)	Bevill	Brown (FL)
Baldacci	Bilbray	Brown (OH)
Ballenger	Bilirakis	Brownback
Barcia	Bishop	Bryant (TN)
Barr	Bliley	Bryant (TX)
Barrett (NE)	Blumenauer	Bunn
Barrett (WI)	Blute	Bunning

Burr	Gordon	Metcalf
Burton	Graham	Mica
Buyer	Green (TX)	Millender-
Callahan	Greene (UT)	McDonald
Calvert	Greenwood	Miller (CA)
Camp	Gunderson	Miller (FL)
Campbell	Gutierrez	Minge
Canady	Gutknecht	Mink
Castle	Hall (OH)	Moakley
Chabot	Hall (TX)	Molinari
Chambless	Hamilton	Mollohan
Chapman	Hancock	Montgomery
Chenoweth	Hansen	Moorhead
Christensen	Harman	Moran
Chrysler	Hastert	Morella
Clay	Hastings (FL)	Murtha
Clayton	Hastings (WA)	Myers
Clement	Hayworth	Myrick
Clinger	Hefley	Nadler
Clyburn	Hefner	Neal
Coble	Herger	Nethercutt
Coburn	Hilleary	Neumann
Coleman	Hilliard	Ney
Collins (GA)	Hinchev	Norwood
Collins (IL)	Hoekstra	Nussle
Collins (MI)	Hoke	Oberstar
Combest	Horn	Obey
Condit	Hostettler	Olver
Costello	Houghton	Ortiz
Cox	Hoyer	Orton
Coyne	Hunter	Owens
Cramer	Hutchinson	Oxley
Crane	Hyde	Packard
Crapo	Inglis	Pallone
Creameans	Istook	Parker
Cubin	Jackson (IL)	Pastor
Cummings	Jackson-Lee	Paxon
Cunningham	(TX)	Payne (NJ)
Danner	Jacobs	Payne (VA)
Davis	Jefferson	Peterson (MN)
de la Garza	Johnson (SD)	Petri
Deal	Johnson, E. B.	Pickett
DeFazio	Johnson, Sam	Pombo
DeLauro	Jones	Pomeroy
DeLay	Kasich	Porter
Dellums	Kelly	Portman
Deutsch	Kennedy (MA)	Posharg
Diaz-Balart	Kennelly	Pryce
Dickey	Kildee	Radanovich
Dingell	Kim	Rahall
Dixon	King	Ramstad
Doggett	Kingston	Rangel
Dooley	Klecza	Reed
Doolittle	Klug	Regula
Dornan	Knollenberg	Richardson
Dreier	Kolbe	Riggs
Duncan	LaFalce	Rivers
Dunn	LaHood	Roberts
Durbin	Lantos	Roemer
Edwards	Largent	Rogers
Ehlers	Latham	Rohrabacher
Ehrlich	LaTourette	Ros-Lehtinen
Engel	Laughlin	Rose
English	Lazio	Roth
Ensign	Leach	Roukema
Eshoo	Levin	Roybal-Allard
Evans	Lewis (CA)	Royce
Everett	Lewis (GA)	Rush
Ewing	Lewis (KY)	Sabo
Farr	Lightfoot	Salmon
Fattah	Linder	Sanders
Fawell	Lipinski	Sanford
Fazio	Livingston	Saxton
Filner	LoBiondo	Scarborough
Flake	Lofgren	Schaefer
Flanagan	Lowey	Schroeder
Foglietta	Lucas	Schumer
Foley	Luther	Scott
Forbes	Maloney	Seastrand
Ford	Manton	Sensenbrenner
Fowler	Manzullo	Serrano
Fox	Markey	Shadegg
Frank (MA)	Martinez	Shaw
Franks (CT)	Martini	Shays
Franks (NJ)	Mascara	Shuster
Frelinghuysen	Matsui	Sisisky
Frisa	McCarthy	Skaggs
Frost	McCollum	Skeen
Funderburk	McCrary	Skelton
Gallely	McDade	Slaughter
Gejdenson	McHugh	Smith (MI)
Gekas	McInnis	Smith (NJ)
Geren	McIntosh	Smith (TX)
Gilchrest	McKeon	Smith (WA)
Gillmor	McKinney	Solomon
Gilman	McNulty	Souder
Gonzalez	Meehan	Spence
Goodlatte	Meek	Spratt
Goodling	Menendez	Stark

Stearns	Torres	Weldon (PA)
Stenholm	Torrice	Weller
Stokes	Towns	White
Studds	Trafficant	Whitfield
Stump	Upton	Wicker
Stupak	Velazquez	Williams
Talent	Vento	Wilson
Tanner	Visclosky	Wise
Tate	Volkmer	Wolf
Tauzin	Vucanovich	Woolsey
Taylor (NC)	Walker	Wynn
Tejeda	Wamp	Yates
Thomas	Ward	Young (AK)
Thompson	Waters	Young (FL)
Thornberry	Watt (NC)	Zeliff
Thurman	Watts (OK)	Zimmer
Tiahrt	Waxman	
Torkildsen	Weldon (FL)	

NOES—9

Doyle	Klink	Quinn
Holden	McDermott	Taylor (MS)
Kanjorski	McHale	Walsh

ANSWERED "PRESENT"—10

Borski	Goss	Sawyer
Cardin	Hobson	Schiff
Cooley	Johnson (CT)	
Gephardt	Pelosi	

NOT VOTING—19

Conyers	Hayes	Meyers
Dicks	Heineman	Peterson (FL)
Fields (LA)	Johnston	Quillen
Fields (TX)	Kaptur	Stockman
Furse	Kennedy (RI)	Thornton
Ganske	Lincoln	
Gibbons	Longley	

□ 1437

Mr. KLINK changed his vote from "aye" to "no."

Mrs. MEEK of Florida, Ms. RIVERS, and Messrs. WATT of North Carolina, EVERETT, and DIXON changed their vote from "no" to "aye."

So the motion to table was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

REPORT ON RESOLUTION WAIVING REQUIREMENT OF CLAUSE 4(b) OF RULE XI REGARDING SAME DAY CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED BY COMMITTEE ON RULES

Mr. SOLOMON, from the Committee on Rules, submitted a privileged report (Rept. No. 104-809), on the resolution (H. Res. 525) waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules, and for other purposes, which was referred to the House Calendar and ordered to be printed.

PRIVILEGES OF THE HOUSE—INSTRUCTING COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT TO IMMEDIATELY RELEASE OUTSIDE COUNSEL'S REPORT ON SPEAKER GINGRICH

Mr. LEWIS of Georgia. Mr. Speaker, I rise to a question of the privileges of the House, and I offer a resolution pursuant to clause 2 of rule IX.

The SPEAKER pro tempore (Mr. LAHOOD). The Clerk will report the resolution.

The Clerk read the resolution, as follows:

Whereas on December 6, 1995, the Committee on Standards of Official Conduct agreed to appoint an outside counsel to conduct an independent, nonpartisan investigation of allegations of ethical misconduct by Speaker NEWT GINGRICH;

Whereas, after an eight-month investigation, that outside counsel has submitted an extensive document containing the results of his inquiry;

Whereas the report of the outside counsel cost the taxpayers \$500,000;

Whereas the public has a right—and Members of Congress have a responsibility—to examine the work of the outside counsel and reach an independent judgment concerning the merits of the charges against the Speaker;

Whereas these charges have been before the Ethics Committee for more than two years;

Whereas a failure of the Committee to release the outside counsel's report before the adjournment of the 104th Congress will seriously undermine the credibility of the Ethics Committee and the integrity of the House of Representatives: Now, therefore, be it

Resolved, That the Committee on Standards of Official Conduct shall immediately release to the public the outside counsel's report on Speaker NEWT GINGRICH, including any conclusions, recommendations, attachments, exhibits or accompanying material.

The SPEAKER pro tempore. The resolution constitutes a question of privilege under rule IX.

MOTION TO TABLE OFFERED BY MR. ARMEY

Mr. ARMEY. Mr. Speaker, in respect for the Committee on Standards of Official Conduct, I offer a privileged motion.

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

The Clerk read as follows:

Mr. ARMEY moves to lay the resolution on the table.

The SPEAKER pro tempore. The question is on the motion to table offered by the gentleman from Texas [Mr. ARMEY].

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

RECORDED VOTE

Mr. BONIOR. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 225, noes 179, answered "present" 10, not voting 19, as follows:

[Roll No. 424]

AYES—225

Allard	Bono	Coble
Archer	Brewster	Coburn
Army	Brownback	Collins (GA)
Bachus	Bryant (TN)	Combest
Baker (CA)	Bunn	Condit
Baker (LA)	Bunning	Crane
Ballenger	Burr	Crapo
Barr	Burton	Cremeans
Barrett (NE)	Buyer	Cubin
Bartlett	Callahan	Cunningham
Barton	Calvert	Davis
Bass	Camp	Deal
Bateman	Campbell	DeLay
Bereuter	Canady	Diaz-Balart
Bilbray	Castle	Dickey
Bilirakis	Chabot	Doolittle
Bliley	Chambliss	Dornan
Blute	Chenoweth	Dreier
Boehkert	Christensen	Duncan
Boehner	Chrysler	Dunn
Bonilla	Clinger	Ehlers

Ehrlich	Kolbe	Rogers
English	LaHood	Rohrabacher
Ensign	Largent	Ros-Lehtinen
Everett	Latham	Roth
Ewing	LaTourette	Roukema
Fawell	Laughlin	Royce
Flanagan	Lazio	Salmon
Foley	Leach	Sanford
Forbes	Lewis (CA)	Saxton
Fowler	Lewis (KY)	Scarborough
Fox	Lightfoot	Schaefer
Franks (CT)	Linder	Seastrand
Franks (NJ)	Livingston	Sensenbrenner
Frelinghuysen	LoBiondo	Shadegg
Frisa	Lucas	Shaw
Gallely	Manzullo	Shays
Gekas	Martini	Shuster
Geren	McCollum	Sisisky
Gilchrest	McCreery	Skeen
Gillmor	McDade	Smith (MI)
Gilman	McHugh	Smith (NJ)
Goodlatte	McInnis	Smith (TX)
Goodling	McIntosh	Smith (WA)
Graham	McKeon	Solomon
Greene (UT)	Metcalf	Souder
Greenwood	Meyers	Spence
Gunderson	Mica	Stearns
Gutknecht	Miller (FL)	Stump
Hall (TX)	Molinari	Talent
Hancock	Montgomery	Tate
Hansen	Moorhead	Tauzin
Hastert	Morella	Taylor (NC)
Hastings (WA)	Myers	Thomas
Hayworth	Myrick	Thornberry
Hefley	Nethercutt	Tiahrt
Herger	Neumann	Torkildsen
Hilleary	Ney	Trafficant
Hoekstra	Norwood	Upton
Hoke	Nussle	Vucanovich
Horn	Oxley	Walker
Hostettler	Packard	Wamp
Houghton	Parker	Watts (OK)
Hunter	Paxon	Weldon (FL)
Hyde	Peterson (MN)	Weldon (PA)
Inglis	Petri	Weller
Istook	Pombo	White
Johnson, Sam	Porter	Whitfield
Jones	Portman	Wicker
Kasich	Pryce	Wilson
Kelly	Radanovich	Wolf
Kim	Ramstad	Young (AK)
King	Regula	Young (FL)
Kingston	Riggs	Zeliff
Knollenberg	Roberts	Zimmer

NOES—179

Abercrombie	Doyle	Kleccka
Andrews	Durbin	Klink
Baesler	Edwards	Klug
Baldacci	Engel	LaFalce
Barcia	Eshoo	Lantos
Barrett (WI)	Evans	Levin
Becerra	Farr	Lewis (GA)
Beilenson	Fattah	Lipinski
Bentsen	Fazio	Lofgren
Berman	Filner	Lowe
Bevill	Flake	Luther
Bishop	Foglietta	Maloney
Blumenauer	Ford	Manton
Bonior	Frank (MA)	Markey
Boucher	Frost	Martinez
Browder	Gejdenson	Mascara
Brown (CA)	Gibbons	Matsui
Brown (FL)	Gonzalez	McCarthy
Brown (OH)	Gordon	McDermott
Bryant (TX)	Green (TX)	McHale
Chapman	Gutierrez	McKinney
Clay	Hall (OH)	McNulty
Clayton	Hamilton	Meehan
Clement	Harman	Meek
Clyburn	Hastings (FL)	Menendez
Coleman	Hefner	Millender-
Collins (IL)	Hilliard	McDonald
Collins (MI)	Hinchey	Miller (CA)
Conyers	Holden	Minge
Costello	Hoyer	Mink
Coyne	Hutchinson	Moakley
Cramer	Jackson (IL)	Mollohan
Cummings	Jackson-Lee	Moran
Danner	(TX)	Murtha
de la Garza	Jacobs	Nadler
DeFazio	Jefferson	Neal
DeLauro	Johnson (SD)	Oberstar
Dellums	Johnson, E. B.	Obey
Deutsch	Kanjorski	Olver
Dingell	Kennedy (MA)	Ortiz
Dixon	Kennedy (RI)	Orton
Doggett	Kennelly	Owens
Dooley	Kildee	Pallone