

Gutierrez	Mascara	Roybal-Allard
Hall (OH)	Matsui	Rush
Hall (TX)	McCarthy (MO)	Sabo
Hamilton	McCarthy (NY)	Sanders
Harman	McDermott	Sandlin
Hastings (FL)	McGovern	Sawyer
Hefner	McHale	Schumer
Hilliard	McIntyre	Scott
Hinchey	McKinney	Serrano
Hinojosa	McNulty	Sherman
Holden	Meehan	Sisisky
Hooley	Meek	Skaggs
Hoyer	Menendez	Skelton
Jackson (IL)	Millender	Slaughter
Jackson-Lee	McDonald	Smith, Adam
(TX)	Miller (CA)	Snyder
Jefferson	Minge	Spratt
John	Mink	Stabenow
Johnson (WI)	Mollohan	Stark
Johnson, E. B.	Moran (VA)	Stenholm
Kanjorski	Murtha	Stokes
Kaptur	Nadler	Strickland
Kennedy (MA)	Neal	Stupak
Kennedy (RI)	Oberstar	Tanner
Kennelly	Obey	Tauscher
Kildee	Olver	Thompson
Kilpatrick	Ortiz	Thurman
Kind (WI)	Owens	Tierney
Klecicka	Pallone	Torres
Klink	Pascrell	Towns
Kucinich	Pastor	Turner
LaFalce	Pelosi	Velazquez
Lampson	Peterson (MN)	Vento
Lantos	Pickett	Visclosky
Levin	Pomeroy	Waters
Lewis (GA)	Poshard	Watt (NC)
Lipinski	Price (NC)	Waxman
Lofgren	Rahall	Wexler
Lowe	Rangel	Weygand
Luther	Reyes	Wise
Maloney (CT)	Rivers	Woolsey
Maloney (NY)	Rodriguez	Wynn
Markey	Roemer	
Martinez	Rothman	

ANSWERED "PRESENT"—5

Coburn	Shadegg	Wamp
Sanchez	Tiahrt	

NOT VOTING—18

Barrett (NE)	Gonzalez	Souder
Burton	Manton	Thomas
Cubin	Moakley	Weldon (FL)
Foglietta	Payne	Weldon (PA)
Frost	Saxton	Yates
Gekas	Schiff	Young (AK)

□ 1941

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.

PRIVILEGES OF THE HOUSE—DISMISSAL OF CONTEST IN 46TH DISTRICT OF CALIFORNIA UPON EXPIRATION OF OCTOBER 31, 1997

Ms. WATERS. Mr. Speaker, I rise to a question of the privileges of the House, and I offer a resolution (H. Res. 296) pursuant to clause 2 of rule IX.

PARLIAMENTARY INQUIRY

Mr. SOLOMON. Mr. Speaker, I have a parliamentary inquiry.

The SPEAKER pro tempore [Mr. HEFLEY]. The gentleman will state it.

Mr. SOLOMON. Mr. Speaker, would it be in order to have the gentleman from Massachusetts [Mr. FRANK], the speed reader, read the next two resolutions?

The SPEAKER pro tempore. Under the rules, the Clerk must read the resolutions.

The Clerk will report the resolution. The Clerk read as follows:

H. RES. 296

Whereas as contested election contest has been pending between Congresswoman Loret-

ta Sanchez and Mr. Robert Dornan since December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California has only met on February 26, 1997 and October 24, 1997 in Washington D.C. and on April 19, 1997 in Orange County, California; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit: charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large number of individuals voting from the same address. It was found that voting from the same address included a Marines barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas some Members of the House Oversight Committee are now seeking a duplicate and dilatory review of materials already in the Committees possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing these materials and has all the information it needs regarding who voted in the 46th District and all the information it needs to make judgments concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas of review; and

Whereas Contestant Robert Dornan has not shown or provided credible evidence that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now therefore be it;

Resolved, that unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997.

□ 1945

The SPEAKER pro tempore (Mr. HEFLEY). The resolution presents a question of the privileges of the House.

MOTION TO TABLE OFFERED BY MR. SOLOMON

Mr. SOLOMON. Mr. Speaker, I move to table the resolution.

The SPEAKER pro tempore. The question is on the motion to table offered by the gentleman from New York [Mr. SOLOMON].

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

RECORDED VOTE

Ms. WATERS. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 214, noes 196, answered "present" 3, not voting 19, as follows:

[Roll No. 564]

AYES—214

Aderholt	Gilman	Packard
Armey	Goodlatte	Pappas
Bachus	Goodling	Parker
Baker	Goss	Paul
Ballenger	Graham	Paxon
Barr	Granger	Pease
Bartlett	Greenwood	Peterson (PA)
Barton	Gutknecht	Petri
Bass	Hansen	Pickering
Bateman	Hastert	Pitts
Bereuter	Hastings (WA)	Pombo
Bilbray	Hayworth	Porter
Bilirakis	Hefley	Portman
Bliley	Hergert	Quinn
Blunt	Hill	Radanovich
Boehlert	Hilleary	Ramstad
Boehner	Hobson	Redmond
Bonilla	Hoekstra	Regula
Bono	Horn	Riggs
Brady	Hostettler	Riley
Bryant	Houghton	Rogan
Bunning	Hulshof	Rogers
Burr	Hunter	Rohrabacher
Burton	Hutchinson	Ros-Lehtinen
Buyer	Hyde	Roukema
Callahan	Inglis	Royce
Calvert	Istook	Ryun
Camp	Jenkins	Salmon
Campbell	Johnson (CT)	Sanford
Canady	Johnson, Sam	Saxton
Cannon	Jones	Scarborough
Castle	Kasich	Schaefer, Dan
Chabot	Kelly	Schaffer, Bob
Chambliss	Kim	Sensenbrenner
Chenoweth	King (NY)	Sessions
Christensen	Kingston	Shadegg
Coble	Klug	Shaw
Collins	Knollenberg	Shays
Combest	Kolbe	Shimkus
Cook	LaHood	Shuster
Cooksey	Largent	Skeen
Cox	Latham	Smith (MI)
Crane	LaTourette	Smith (NJ)
Crapo	Lazio	Smith (OR)
Cunningham	Leach	Smith (TX)
Davis (VA)	Lewis (CA)	Smith, Linda
Deal	Lewis (KY)	Snowbarger
DeLay	Linder	Solomon
Diaz-Balart	Livingston	Spence
Dickey	LoBiondo	Stearns
Doolittle	Lucas	Stump
Dreier	Manzullo	Sununu
Duncan	McCollum	Talent
Dunn	McCrery	Tauzin
Ehlers	McDade	Taylor (MS)
Ehrlich	McHugh	Taylor (NC)
Emerson	McInnis	Thomas
English	McIntosh	Thornberry
Ensign	McKeon	Thune
Everett	Metcalf	Traficant
Ewing	Mica	Upton
Fawell	Miller (FL)	Walsh
Foley	Moran (KS)	Watkins
Fowler	Morella	Watts (OK)
Fox	Myrick	Weller
Franks (NJ)	Nethercutt	White
Frelinghuysen	Neumann	Whitfield
Gallely	Ney	Wicker
Ganske	Northup	Wolf
Gibbons	Norwood	Young (FL)
Gilchrest	Nussle	
Gillmor	Oxley	

NOES—196

Abercrombie	Bishop	Carson
Ackerman	Blagojevich	Clay
Allen	Blumenauer	Clayton
Andrews	Bonior	Clement
Baesler	Borski	Clyburn
Baldacci	Boswell	Condit
Barcia	Boucher	Conyers
Barrett (WI)	Boyd	Costello
Becerra	Brown (CA)	Coyne
Bentsen	Brown (FL)	Cramer
Berman	Brown (OH)	Cummings
Berry	Cardin	Danner

Davis (FL)	Kaptur	Peterson (MN)
Davis (IL)	Kennedy (MA)	Pickett
DeFazio	Kennedy (RI)	Pomeroy
DeGette	Kennelly	Poshard
Delahunt	Kildee	Price (NC)
DeLauro	Kilpatrick	Rahall
Dellums	Kind (WI)	Rangel
Deutsch	Kleccka	Reyes
Dicks	Klink	Rivers
Dingell	Kucinich	Rodriguez
Dixon	LaFalce	Roemer
Doggett	Lampson	Rothman
Dooley	Lantos	Roybal-Allard
Doyle	Levin	Rush
Edwards	Lewis (GA)	Sabo
Engel	Lipinski	Sanchez
Eshoo	Lofgren	Sanders
Etheridge	Lowey	Sandlin
Evans	Luther	Sawyer
Farr	Maloney (CT)	Schumer
Fattah	Maloney (NY)	Scott
Fazio	Markey	Serrano
Filner	Martinez	Sherman
Flake	Mascara	Sisisky
Forbes	Matsui	Skaggs
Ford	McCarthy (MO)	Slaughter
Frank (MA)	McCarthy (NY)	Smith, Adam
Furse	McDermott	Snyder
Gejdenson	McGovern	Spratt
Gephardt	McHale	Stabenow
Goode	McIntyre	Stark
Gordon	McKinney	Stenholm
Green	Meehan	Stokes
Gutierrez	Meek	Strickland
Hall (OH)	Menendez	Stupak
Hall (TX)	Millender-	Tanner
Hamilton	McDonald	Tauscher
Harman	Miller (CA)	Thompson
Hastings (FL)	Minge	Thurman
Hefner	Mink	Tierney
Hilliard	Mollohan	Torres
Hinches	Moran (VA)	Towns
Hinojosa	Murtha	Turner
Holden	Nadler	Velazquez
Hooley	Neal	Vento
Hoyer	Oberstar	Visclosky
Jackson (IL)	Obey	Waters
Jackson-Lee	Olver	Watt (NC)
(TX)	Ortiz	Waxman
Jefferson	Owens	Wexler
John	Pallone	Weygand
Johnson (WI)	Pascarell	Wise
Johnson, E. B.	Pastor	Woolsey
Kanjorski	Pelosi	Wynn

ANSWERED "PRESENT"—3

Coburn	Tiahrt	Wamp
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NOT VOTING—19

Archer	Manton	Souder
Barrett (NE)	McNulty	Weldon (FL)
Cubin	Moakley	Weldon (PA)
Foglietta	Payne	Yates
Frost	Pryce (OH)	Young (AK)
Gekas	Schiff	
Gonzalez	Skelton	

□ 2005

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.

PRIVILEGES OF THE HOUSE—DISMISSAL OF CONTEST IN 46TH DISTRICT OF CALIFORNIA UPON EXPIRATION OF OCTOBER 31, 1997

Mr. DOOLEY of California. Mr. Speaker, I rise to a question of the privileges of the House, and I send to the desk a privileged resolution (H. Res. 297) pursuant to clause 2 of rule IX and ask for its immediate consideration.

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

The Clerk read as follows:

Whereas, Loretta Sanchez was issued a certificate of election as the duly elected Member of Congress from the 46th District of

California by the Secretary of State of California and was seated by the U.S. House of Representatives on January 7, 1997; and

Whereas A Notice of Contest of Election was filed with the Clerk of the House by Mr. Robert Dornan on December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California has met only three times; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit: charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large numbers of individuals voting from the same address. It was found that voting from the same address included a Marines barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas some Members of the House Oversight Committee are now seeking a duplicate and dilatory review of materials already in the Committees possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing these materials and has all the information it needs regarding who voted in the 46th District and all the information it needs to make judgments concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas of review; and

Whereas Contestant Robert Dornan has not shown or provided credible evidence that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now therefore be it;

Resolved, that unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997.

The SPEAKER pro tempore. The resolution presents a question of the privileges of the House.

MOTION TO TABLE OFFERED BY MR. SOLOMON

Mr. SOLOMON. Mr. Speaker, for the eighth and last time, I move to table the resolution.

The CHAIRMAN. The question is on the motion to table offered by the gentleman from New York [Mr. SOLOMON].

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

RECORDED VOTE

Mr. DOOLEY of California. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 208, noes 192, answered "present" 4, not voting 28, as follows:

[Roll No. 565]
AYES—208

Aderholt	Gilman	Pappas
Army	Goodlatte	Parker
Bachus	Goodling	Paul
Baker	Goss	Paxon
Ballenger	Graham	Pease
Barr	Granger	Peterson (PA)
Bartlett	Greenwood	Petri
Barton	Gutknecht	Pickering
Bass	Hansen	Pitts
Bateman	Hastert	Pombo
Bilbray	Hastings (WA)	Porter
Bilirakis	Hayworth	Portman
Bliley	Hefley	Quinn
Blunt	Herger	Radanovich
Boehler	Hill	Ramstad
Boehner	Hilleary	Redmond
Bonilla	Hobson	Regula
Brady	Hoekstra	Riggs
Bryant	Horn	Riley
Bunning	Hostettler	Rogan
Burr	Houghton	Rogers
Burton	Hulshof	Rohrabacher
Buyer	Hunter	Ros-Lehtinen
Callahan	Hutchinson	Roukema
Calvert	Hyde	Royce
Camp	Inglis	Ryan
Campbell	Istook	Salmon
Canady	Johnson (CT)	Sanford
Cannon	Johnson, Sam	Saxton
Castle	Jones	Scarborough
Chabot	Kelly	Schaefer, Dan
Chambliss	Kim	Schaffer, Bob
Chenoweth	King (NY)	Sensenbrenner
Christensen	Kingston	Sessions
Coble	Klug	Shaw
Collins	Knollenberg	Shays
Combest	Kolbe	Shimkus
Cook	LaHood	Shuster
Cooksey	Largent	Skeen
Cox	Latham	Smith (MI)
Crane	LaTourette	Smith (NJ)
Crapo	Lazio	Smith (TX)
Cunningham	Leach	Smith, Linda
Davis (VA)	Lewis (CA)	Snowbarger
Deal	Lewis (KY)	Solomon
DeLay	Linder	Spence
Diaz-Balart	Livingston	Stearns
Dickey	LoBiondo	Stump
Doolittle	Lucas	Sununu
Dreier	Manzullo	Talent
Duncan	McCollum	Tauzin
Dunn	McCrery	Taylor (MS)
Ehlers	McDade	Taylor (NC)
Emerson	McHugh	Thomas
English	McInnis	Thornberry
Ensign	McIntosh	Thune
Everett	McKeon	Trafficant
Ewing	Metcalf	Upton
Fawell	Mica	Walsh
Foley	Miller (FL)	Watkins
Fowler	Moran (KS)	Watts (OK)
Fox	Morella	Weller
Franks (NJ)	Myrick	White
Frelinghuysen	Nethercutt	Whitfield
Gallely	Neumann	Wicker
Ganske	Ney	Wolf
Gekas	Northup	Young (AK)
Gibbons	Norwood	Young (FL)
Gilchrest	Nussle	
Gillmor	Packard	

NOES—192

Abercrombie	Bonior	Condit
Ackerman	Borski	Conyers
Allen	Boswell	Costello
Andrews	Boucher	Coyne
Baesler	Boyd	Cramer
Barcia	Brown (CA)	Cummings
Barrett (WI)	Brown (FL)	Danner
Becerra	Brown (OH)	Davis (FL)
Bentsen	Cardin	Davis (IL)
Berman	Carson	DeFazio
Berry	Clay	DeGette
Bishop	Clayton	Delahunt
Blagojevich	Clement	DeLauro
Blumenauer	Clyburn	Dellums