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House of Representatives

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

Mr. MCINNIS, from the Committee on Rules, submitted a privileged report (Rept. No. 104-351) on the resolution (H. Res. 275) providing for consideration of motions to suspend the rules, which was referred to the House Calendar and ordered to be printed.

REPORT ON RESOLUTION WAIVING PROVISIONS OF CLAUSE 4(B) OF RULE XI AGAINST CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED FROM COMMITTEE ON RULES

Mr. MCINNIS, from the Committee on Rules, submitted a privileged report (Rept. No. 104-352) on the resolution (H. Res. 276) waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules which was referred to the House Calendar and ordered to be printed.

PRIVILEGES OF THE HOUSE—REQUESTING REPORT FROM COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT REGARDING ETHICS COMPLAINTS AGAINST SPEAKER NEWT GINGRICH

Mr. PETERSON of Florida. Mr. Speaker, I rise to a question of the privileges of the House, and pursuant to rule IX, I offer a resolution on behalf of myself and the gentleman from Florida [Mr. JOHNSTON] and ask for its immediate consideration.

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

The Clerk read the resolution, as follows:

H. RES. 277

Whereas the Committee on Standards of Official Conduct is currently considering several ethics complaints against Speaker Newt Gingrich;

Whereas the Committee has traditionally handled such cases by appointing an independent, non-partisan, outside counsel—a procedure which has been adopted in every major ethics case since the Committee was established;

Whereas, although complaints against Speaker Gingrich have been under consideration for more than 14 months, the Committee has failed to appoint an outside counsel;

Whereas the Committee has also deviated from other long-standing precedents and rules of procedure; including its failure to adopt a Resolution of Preliminary Inquiry before calling third-party witnesses and receiving sworn testimony;

Whereas these procedural irregularities and the unusual delay in the appointment of an independent, outside counsel—have led to widespread concern that the Committee is making special exceptions for the Speaker of the House;

Whereas the integrity of the House depends on the confidence of the American people in the fairness and impartiality of the Committee on Standards of Official Conduct.

Therefore be it resolved that;

The Chairman and Ranking Member of the Committee on Standards of Official Conduct should report to the House, no later than November 28, 1995, concerning:

The status of the Committee's investigation of the complaints against Speaker Gingrich;

The Committee's disposition with regard to the appointment of a non-partisan outside counsel and the scope of the counsel's investigation;

A timetable for Committee action on the complaints.

The SPEAKER pro tempore. The Chair holds that the resolution gives rise to a question of the privileges of the House concerning the integrity of its proceedings.

PARLIAMENTARY INQUIRY

Mr. JOHNSTON of Florida. Parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman will state it.

Mr. JOHNSON of Florida. Mr. Speaker, I understand that a motion to table will be made. In the event that the mo-

tion to table is passed, this would be an adverse disposition of the privileged resolution.

My inquiry, Mr. Speaker, is, with minor changes of the privileged resolution, would it be in order for the gentleman from Florida [Mr. PETERSON] and myself to file a similar resolution tomorrow and each business day from now to the conclusion of the 104th Congress?

□ 2045

The SPEAKER pro tempore (Mr. LINDER). The Chair will note that proper questions of privilege may be renewed.

MOTION TO TABLE OFFERED BY MR. ARMEY

Mr. ARMEY. Mr. Speaker, the rules of the House prohibit members of the Committee on Standards of Official Conduct from discussing ongoing business. Accordingly, I offer a motion.

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

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

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

RECORD VOTE

Mr. PETERSON of Florida. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 219, noes 177, answered "present" 10, not voting 26, as follows:

[Roll No. 815]

AYES—219

Allard	Barrett (NE)	Bilirakis
Archer	Bartlett	Biley
Armey	Barton	Blute
Bachus	Bass	Boehlert
Baker (CA)	Bateman	Boehner
Ballenger	Bereuter	Bonilla
Barr	Bilbray	Bono

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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H13275

Brownback	Greenwood	Petri	Lipinski	Obey	Sisisky
Bryant (TN)	Gunderson	Pombo	Lofgren	Olver	Skaggs
Bunn	Gutknecht	Porter	Lowey	Ortiz	Skelton
Bunning	Hancock	Portman	Luther	Orton	Slaughter
Burr	Hansen	Pryce	Maloney	Owens	Spratt
Burton	Hastert	Quillen	Markley	Pallone	Stenholm
Buyer	Hastings (WA)	Quinn	Martinez	Pastor	Stokes
Callahan	Hayworth	Radanovich	Mascara	Payne (NJ)	Studds
Calvert	Hefley	Ramstad	Matsui	Payne (VA)	Stupak
Camp	Heineman	Regula	McCarthy	Peterson (FL)	Tanner
Canady	Hерger	Riggs	McHale	Pickett	Taylor (MS)
Castle	Hilleary	Roberts	McKinney	Pomeroy	Tejeda
Chabot	Hoekstra	Rogers	McNulty	Poshard	Thompson
Chambliss	Hoke	Rohrabacher	Meehan	Rahall	Thornton
Chenoweth	Horn	Ros-Lehtinen	Meek	Rangel	Thurman
Christensen	Hostettler	Roth	Menendez	Reed	Torres
Chrysler	Houghton	Roukema	Mfume	Richardson	Torricelli
Coble	Hunter	Royce	Miller (CA)	Rivers	Towns
Coburn	Hutchinson	Salmon	Minge	Roemer	Vento
Collins (GA)	Inglis	Sanford	Mink	Rose	Visclosky
Combest	Istook	Saxton	Moakley	Roybal-Allard	Ward
Cooley	Johnson, Sam	Scarborough	Mollohan	Rush	Waters
Cox	Jones	Schaefer	Montgomery	Sabo	Watt (NC)
Crane	Kasich	Seastrand	Moran	Sanders	Williams
Crapo	Kelly	Sensenbrenner	Murtha	Schroeder	Wise
Cremeans	Kim	Shadegg	Nadler	Schumer	Woolsey
Cubin	King	Shaw	Neal	Scott	Wyden
Cunningham	Klug	Shays	Oberstar	Serrano	Wynn
Davis	Knollenberg	Shuster			
Deal	Kolbe	Skeen	ANSWERED "PRESENT"—10		
DeLay	LaHood	Smith (NJ)	Borski	Hobson	Sawyer
Diaz-Balart	Latham	Smith (TX)	Cardin	Johnson (CT)	Schiff
Dickey	LaTourette	Smith (WA)	Goss	Myers	
Doolittle	Laughlin	Solomon	Hayes	Pelosi	
Dornan	Lazio	Souder			
Dreier	Leach	Spence	NOT VOTING—26		
Duncan	Lewis (CA)	Stearns	Baker (LA)	Kingston	Smith (MI)
Dunn	Lewis (KY)	Stockman	Brewster	Largent	Stark
Ehlers	Lightfoot	Stump	Clinger	Livingston	Tucker
Ehrlich	Linder	Talent	Collins (IL)	Manton	Velazquez
Emerson	LoBiondo	Tate	Condit	McCrery	Volkmer
English	Longley	Tauzin	Fattah	McDermott	Waxman
Ensign	Lucas	Taylor (NC)	Fields (LA)	Neumann	Wilson
Everett	Manzullo	Thomas	Gutierrez	Oxley	Yates
Ewing	Martini	Thornberry	Hyde	Peterson (MN)	
Fawell	McCollum	Tiahrt			
Fields (TX)	McDade	Torkildsen			
Flanagan	McHugh	Trafficant			
Foley	McInnis	Upton			
Forbes	McIntosh	Vucanovich			
Fowler	McKeon	Waldholtz			
Fox	Metcalf	Walker			
Franks (CT)	Meyers	Walsh			
Franks (NJ)	Mica	Wamp			
Frelinghuysen	Miller (FL)	Watts (OK)			
Frisa	Molinari	Weldon (FL)			
Funderburk	Moorhead	Weldon (PA)			
Gallegly	Morella	Weller			
Ganske	Myrick	White			
Gekas	Nethercutt	Whitfield			
Gilchrest	Ney	Wicker			
Gillmor	Norwood	Wolf			
Gilman	Nussle	Young (AK)			
Goodlatte	Packard	Young (FL)			
Goodling	Parker	Zeliff			
Graham	Paxon	Zimmer			

NOES—177

Abercrombie	Danner	Gordon
Ackerman	de la Garza	Green
Andrews	DeFazio	Hall (OH)
Baesler	DeLauro	Hall (TX)
Baldacci	Dellums	Hamilton
Barcia	Deutsch	Harman
Barrett (WI)	Dicks	Hastings (FL)
Becerra	Dingell	Hefner
Beilenson	Dixon	Hilliard
Bentsen	Doggett	Hinche
Berman	Dooley	Holden
Bevill	Doyle	Hoyer
Bishop	Durbin	Jackson-Lee
Bonior	Edwards	Jacobs
Boucher	Engel	Jefferson
Browder	Eshoo	Johnson (SD)
Brown (CA)	Evans	Johnson, E.B.
Brown (FL)	Farr	Johnston
Brown (OH)	Fazio	Kanjorski
Bryant (TX)	Filner	Kaptur
Chapman	Flake	Kennedy (MA)
Clay	Foglietta	Kennedy (RI)
Clayton	Ford	Kennelly
Clement	Frank (MA)	Kildee
Clyburn	Frost	Klecza
Coleman	Furse	Klink
Collins (MI)	Gejdenson	LaFalce
Conyers	Gephardt	Lantos
Costello	Geren	Levin
Coyne	Gibbons	Lewis (GA)
Cramer	Gonzalez	Lincoln

Mr. Speaker, the House will not be in session on Sunday, November 19. On Monday, November 20, the House will meet at 12:30 p.m. for morning hour, and 2 p.m. for legislative business.

We plan on taking up one bill under suspension of the rules, H.R. 2361, a bill regarding commencement dates of certain temporary Federal judgeships. We will then complete consideration of H.R. 2564, the Lobbyist Disclosure Act of 1995, and act on any appropriation conference reports that are ready. There is also the possibility that a disposition of a veto message will be necessary.

Mr. Speaker, Members should be advised that there will be no recorded votes before 5 p.m. on Monday, November 20, although Members should be prepared to work late in the evening on that Monday.

I thank the gentleman for yielding.

Mr. FAZIO of California. Mr. Speaker, I want to ask the majority leader if 5 p.m. is a definite time on Monday? There are those who have asked for 6 p.m. on our side. Is there any possibility of that?

Mr. ARMEY. Mr. Speaker, I appreciate the gentleman's inquiry, and if I may say, on behalf of all the inquiries we have had from so many of the Members, these are very tough times for us and our families. The work must go on, we all accept that, but we must try our best.

We have done our best to accommodate them, but I cannot guarantee that votes will take place at any time other than after 5 p.m.

Mr. FAZIO of California. Mr. Speaker, I yield to the gentleman from Maryland.

Mr. HOYER. Mr. Speaker, I thank the gentleman for yielding, and I would again address the question to the majority leader.

We are now, as I said last night, in the longest shutdown of Government by virtue of the inability of the President and the Congress to come to grips with funding the Government in the history of this Nation. We, apparently, are going to have a relatively short day tomorrow. Everybody is going to go home. Eight hundred thousand people across this land are going to worry about whether or not they have a job to go to on Monday, whether they are going to have a paycheck Thanksgiving week, or a couple weeks before Christmas.

I am concerned, Mr. Leader, that we are apparently having a short day tomorrow. We are not going to be here Sunday, and we are not coming back, essentially, apparently to vote, until after 5 p.m. on Monday. That means that we are most assuredly going to have at least another 24 hours on Monday of a Government shutdown.

I am wondering what kind of negotiations are ongoing to try to overcome this impasse between the Congress and the President so that Government can get back to work.

Mr. ARMEY. Mr. Speaker, if the gentleman would continue to yield.

ANSWERED "PRESENT"—10

Borski	Hobson	Sawyer
Cardin	Johnson (CT)	Schiff
Goss	Myers	
Hayes	Pelosi	

NOT VOTING—26

Baker (LA)	Kingston	Smith (MI)
Brewster	Largent	Stark
Clinger	Livingston	Tucker
Collins (IL)	Manton	Velazquez
Tate	McCrery	Volkmer
Fattah	McDermott	Waxman
Fields (LA)	Neumann	Wilson
Gutierrez	Oxley	Yates
Hyde	Peterson (MN)	

□ 2102

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.

HOUR OF MEETING ON TOMORROW

Mr. ARMEY. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at 9 a.m. tomorrow.

The SPEAKER pro tempore (Mr. LINDER). Is there objection to the request of the gentleman from Texas?

There was no objection.

LEGISLATIVE PROGRAM

(Mr. FAZIO of California asked and was given permission to address the House for 1 minute.)

Mr. FAZIO of California. Mr. Speaker, I yield to the gentleman from Texas [Mr. ARMEY] so that he may announce the schedule.

Mr. ARMEY. Mr. Speaker, I thank the gentleman from California for yielding.

Mr. Speaker, we have concluded legislative business for the evening. We will meet again tomorrow morning at 9 a.m. to consider the conference report for the Balanced Budget Act, if it is necessary after Senate action on the bill; a continuing resolution, which may be considered under suspension of the rules, and any appropriations conference reports that are ready for floor action.