

Committee, having had under consideration the bill (H.R. 1788) to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak, and for other purposes, pursuant to House Resolution 284, he 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 committee amendment in the nature of a substitute adopted by the Committee of the Whole? If not, the question is on the amendment.

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.

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

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

Mr. SHUSTER. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 406, nays 4, not voting 22, as follows:

[Roll No. 832]

YEAS—406

Abercrombie	Bunning	DeLauro
Allard	Burr	DeLay
Andrews	Burton	Dellums
Archer	Buyer	Deutsch
Armye	Callahan	Diaz-Balart
Bachus	Calvert	Dickey
Baesler	Camp	Dicks
Baker (CA)	Canady	Dingell
Baker (LA)	Cardin	Dixon
Baldacci	Castle	Doggett
Ballenger	Chabot	Dooley
Barcia	Chambliss	Doollittle
Barr	Chenoweth	Dornan
Barrett (NE)	Christensen	Doyle
Barrett (WI)	Chryslers	Dreier
Bartlett	Clay	Duncan
Barton	Clayton	Dunn
Bass	Clement	Durbin
Bateman	Clinger	Edwards
Becerra	Clyburn	Ehlers
Bentsen	Coble	Ehrlich
Berman	Coburn	Emerson
Bevill	Coleman	Engel
Bilbray	Collins (GA)	English
Bilirakis	Collins (IL)	Eshoo
Bishop	Collins (MI)	Evans
Bliley	Combest	Everett
Blute	Condit	Farr
Boehlert	Conyers	Fattah
Boehner	Cooley	Fawell
Bonilla	Cox	Fazio
Bonior	Coyne	Fields (LA)
Bono	Cramer	Fields (TX)
Boucher	Crane	Filner
Brewster	Crapo	Flanagan
Browder	Creameans	Foglietta
Brown (CA)	Cubin	Foley
Brown (FL)	Cunningham	Forbes
Brown (OH)	Danner	Ford
Brownback	Davis	Fowler
Bryant (TN)	de la Garza	Fox
Bryant (TX)	Deal	Frank (MA)
Bunn	DeFazio	Franks (CT)

Franks (NJ)	Livingston	Roukema
Frelinghuysen	LoBiondo	Royal-Allard
Frisa	Lofgren	Royce
Frost	Longley	Rush
Funderburk	Lowe	Sabo
Furse	Lucas	Salmon
Gallegly	Luther	Sanders
Ganske	Manzullo	Sanford
Gedjenson	Martinez	Sawyer
Gekas	Martini	Saxton
Gephardt	Mascara	Scarborough
Geren	Matsui	Schaefer
Gibbons	McCarthy	Schiff
Gilchrest	McCollum	Schroeder
Gillmor	McCrery	Schumer
Gilman	McDade	Scott
Gonzalez	McDermott	Seastrand
Goodlatte	McHale	Sensenbrenner
Goodling	McHugh	Serrano
Gordon	McInnis	Shadegg
Goss	McIntosh	Shaw
Graham	McKeon	Shays
Green	McKinney	Shuster
Greenwood	Meehan	Sisisky
Gunderson	Meek	Skaggs
Gutierrez	Menendez	Skeen
Gutknecht	Metcalfe	Skelton
Hall (OH)	Meyers	Slaughter
Hall (TX)	Mfume	Smith (MI)
Hamilton	Mica	Smith (NJ)
Hancock	Miller (CA)	Smith (TX)
Hansen	Miller (FL)	Smith (WA)
Harman	Minge	Solomon
Hastings (FL)	Mink	Souder
Hastings (WA)	Moakley	Spence
Hayes	Molinari	Spratt
Hayworth	Mollohan	Stark
Hefley	Montgomery	Stearns
Hefner	Moorhead	Stenholm
Heineman	Morella	Stockman
Herger	Murtha	Stokes
Hilleary	Myers	Studds
Hilliard	Myrick	Stump
Hobson	Nadler	Talent
Hoekstra	Neal	Tanner
Hoke	Nethercutt	Tate
Holden	Neumann	Tauzin
Horn	Ney	Taylor (MS)
Houghton	Norwood	Taylor (NC)
Hoyer	Nussle	Tejeda
Hunter	Oberstar	Thomas
Hutchinson	Obey	Thompson
Hyde	Olver	Thornberry
Inglis	Ortiz	Thornton
Istook	Orton	Thurman
Jackson-Lee	Owens	Tiahrt
Jacobs	Oxley	Torres
Jefferson	Packard	Torricelli
Johnson (CT)	Pallone	Towns
Johnson (SD)	Parker	Traficant
Johnson, E. B.	Pastor	Upton
Johnson, Sam	Paxon	Velazquez
Johnston	Payne (NJ)	Vento
Jones	Payne (VA)	Visclosky
Kanjorski	Pelosi	Volkmer
Kaptur	Peterson (FL)	Vucanovich
Kasich	Peterson (MN)	Waldholtz
Kelly	Petri	Walker
Kennedy (MA)	Pickett	Wamp
Kennedy (RI)	Pombo	Ward
Kildee	Pomeroy	Waters
Kim	Porter	Watts (OK)
Kingston	Portman	Waxman
Kleczka	Poshard	Weldon (FL)
Klink	Pryce	Weldon (PA)
Klug	Quillen	Weller
Knollenberg	Quinn	White
Kolbe	Radanovich	Whitfield
LaFalce	Rahall	Wicker
LaHood	Ramstad	Williams
Lantos	Rangel	Wilson
Largent	Reed	Wise
Latham	Regula	Wolf
LaTourette	Richardson	Woolsey
Lazio	Riggs	Wyden
Leach	Rivers	Wynn
Levin	Roberts	Yates
Lewis (CA)	Roemer	Young (AK)
Lewis (GA)	Rogers	Young (FL)
Lewis (KY)	Rohrabacher	Zeliff
Lightfoot	Ros-Lehtinen	Zimmer
Linder	Rose	
Lipinski	Roth	

NAYS—4

Beilenson	Flake
Bereuter	Watt (NC)

NOT VOTING—22

Ackerman	Hostettler	McNulty
Borski	Kennelly	Moran
Chapman	King	Stupak
Costello	Laughlin	Torkildsen
Ensign	Lincoln	Tucker
Ewing	Maloney	Walsh
Hastert	Manton	
Hinchey	Markey	

□ 1441

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

#### GENERAL LEAVE

Mr. SHUSTER. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and insert extraneous material on H.R. 1788, the bill just passed.

The SPEAKER pro tempore (Mr. INGLIS of South Carolina). Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

#### APPOINTMENT OF CONFEREES ON H.R. 2539, ICC TERMINATION ACT OF 1995

Mr. SHUSTER. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 2539) to abolish the Interstate Commerce Commission, to amend subtitle IV of title 49, United States Code, to reform economic regulation of transportation, and for other purposes, with a Senate amendment thereto, disagree to the Senate amendment, and request a conference with the Senate thereon.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Pennsylvania? The Chair hears none and, without objection, appoints the following conferees:

From the Committee on Transportation and Infrastructure, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Messrs. SHUSTER, CLINGER, PETRI, COBLE, Ms. MOLINARI, and Messrs. OBERSTAR, RAHALL, and LIPINSKI.

As additional conferees from the Committee on the Judiciary, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Messrs. HYDE, MOORHEAD, and CONYERS.

There was no objection.

□ 1445

#### FURTHER CONTINUING APPROPRIATIONS FOR FISCAL YEAR 1996—VETO MESSAGE FROM THE PRESIDENT OF THE UNITED STATES

Mr. LIVINGSTON. Mr. Speaker, notwithstanding the order of the House of November 14, 1995, I ask unanimous consent that the veto message of the

President to the joint resolution (H.J. Res. 115) making further continuing appropriations for the fiscal year 1996, and for other purposes, together with the accompanying joint resolution, be referred to the Committee on Appropriations.

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

Mr. OBEY. Mr. Speaker, reserving the right to object, I wonder if the gentleman from Louisiana [Mr. LIVINGSTON] would explain to the House the effect of his motion.

Mr. LIVINGSTON. If the gentleman would yield, Mr. Speaker, as the gentleman will recall, shortly after the President vetoed the second continuing resolution, the House acted to postpone to a date certain further consideration of the veto message. That date was December 1, this Friday.

Since then, we have had a successful negotiation with the administration regarding the content of a continuing resolution that takes us through December 15 and a resolution of the language regarding the President's commitment to a balanced budget in 7 years. So I am pleased to say no further action on the veto of the continuing resolution is necessary, and that is why I am proposing to refer the message to the Committee on Appropriations, effectively putting this chapter of the debate behind us. I hope everyone would support this request.

Mr. OBEY. Mr. Speaker, I withdraw my reservation of objection.

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

There was no objection.

PERMISSION TO HAVE UNTIL MIDNIGHT, FRIDAY, DECEMBER 1, 1995, TO FILE CONFERENCE REPORT ON H.R. 2076, DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS ACT, 1996

Mr. LIVINGSTON. Mr. Speaker, I ask unanimous consent that the managers on the part of the House may have until midnight tomorrow, December 1, 1995, to file a conference report on the bill (H.R. 2076) making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, and for other purposes.

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

There was no objection.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 1350, THE MARITIME SECURITY ACT OF 1995

Mr. GOSS, from the Committee on Rules, submitted a privileged report (Rept. No. 104-375) on the resolution (H.

Res. 287) providing for consideration of the bill (H.R. 1350) to amend the Merchant Marine Act, 1936 to revitalize the U.S.-flag merchant marine, and for other purposes, which was referred to the House Calendar and ordered to be printed.

REMOVAL OF NAMES OF MEMBERS AS COSPONSORS OF H.R. 2667

Mr. BARTON of Texas. Mr. Speaker, I ask unanimous consent that the gentleman from Virginia [Mr. DAVIS], the gentleman from Virginia [Mr. WOLF], and the gentlewoman from Maryland [Mrs. MORELLA], be removed as cosponsors of H.R. 2667, a bill which I had introduced.

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

There was no objection.

PRIVILEGES OF THE HOUSE—REQUEST FOR REPORT FROM COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT REGARDING COMPLAINTS AGAINST SPEAKER

Mr. JOHNSTON of Florida. Mr. Speaker, I rise to a question of the privileges of the House on behalf of myself and the gentleman from Florida [Mr. PETERSON], and I offer a privileged resolution (H. Res. 288) and ask for its immediate consideration.

The Clerk read the resolution, as follows:

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 December 12, 1995, concerning:

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

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

(3) a timetable for Committee action on the complaints.

The SPEAKER pro tempore. The resolution states a question of privilege.

MOTION TO TABLE OFFERED BY MR. ARMEY

Mr. ARMEY. Mr. Speaker, I offer a 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 offered by the gentleman from Texas [Mr. ARMEY].

The question was taken; and the Speaker pro tempore announced that the yeas 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 218, noes 170, answered "present" 9, not voting 35, as follows:

[Roll No. 833]

AYES—218

Allard	Ehlers	Lewis (CA)
Archer	Ehrlich	Lewis (KY)
Army	Emerson	Lightfoot
Bachus	English	Linder
Baker (CA)	Everett	Livingston
Baker (LA)	Fawell	LoBiondo
Ballenger	Fields (TX)	Longley
Barr	Flanagan	Lucas
Barrett (NE)	Foley	Manzullo
Bartlett	Forbes	Martinez
Barton	Fowler	Martini
Bass	Fox	McCollum
Bateman	Franks (CT)	McCrery
Bereuter	Franks (NJ)	McDade
Bilbray	Frelinghuysen	McHugh
Bilirakis	Frisa	McInnis
Bliley	Funderburk	McIntosh
Blute	Galleghy	McKeon
Boehlert	Ganske	Metcalf
Boehner	Gekas	Meyers
Bonilla	Gilchrest	Mica
Bono	Gillmor	Miller (FL)
Brownback	Gilman	Molinar
Bryant (TN)	Goodlatte	Moorhead
Bunn	Goodling	Myers
Bunning	Graham	Myrick
Burr	Greenwood	Nethercutt
Burton	Gunderson	Neumann
Buyer	Gutknecht	Ney
Callahan	Hancock	Norwood
Calvert	Hansen	Nussle
Camp	Hastings (WA)	Oxley
Canady	Hayworth	Packard
Castle	Hefley	Parker
Chabot	Heineman	Paxon
Chambliss	Herger	Petri
Christensen	Hilleary	Pombo
Chrysler	Hoekstra	Porter
Clinger	Hoke	Portman
Coble	Horn	Pryce
Coburn	Houghton	Radanovich
Collins (GA)	Hunter	Ramstad
Combest	Hutchinson	Regula
Cooley	Hyde	Riggs
Cox	Inglis	Roberts
Crane	Istook	Rogers
Crapo	Johnson, Sam	Rohrabacher
Creameans	Jones	Ros-Lehtinen
Cubin	Kasich	Roth
Cunningham	Kelly	Roukema
Davis	Kim	Royce
Deal	Kingston	Salmon
DeLay	Klug	Sanford
Diaz-Balart	Knollenberg	Saxton
Dickey	LaHood	Scarborough
Doolittle	Largent	Schaefer
Dornan	Latham	Seastrand
Dreier	LaTourette	Sensenbrenner
Duncan	Lazio	Shadegg
Dunn	Leach	Shaw