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No. 11

## House of Representatives

The House met at 10 a.m. and was called to order by the Speaker pro tempore [Mr. DREIER].

### DESIGNATION OF SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,  
January 19, 1995.

I hereby designate the Honorable DAVID DREIER to act as Speaker pro tempore on this day.

NEWT GINGRICH,  
*Speaker of the House of Representatives.*

### PRAYER

The Chaplain, Rev. James David Ford, D.D., offered the following prayer:

O gracious God, from whom comes every good gift, we give our thanks for all Your graces and all Your blessings. We specially offer our gratitude for the gift of Your creation which binds all people together in the spirit of unity. May our lives express that unity and may our work together serve people as to their need. Whatever our background, whatever our ideas or patterns, whatever our experience or culture, You have created each of us, O God, in Your image and we earnestly pray that by Your grace we will reflect that image as we do justice, love, mercy, and ever walk humbly with You. Amen.

### THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

Mr. FRANK of Massachusetts. Mr. Speaker, pursuant to clause 1, rule I, I

demand a vote on agreeing to the Chair's approval of the Journal.

The SPEAKER pro tempore. The question is on the Chair's approval of the Journal.

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

Mr. FRANK of Massachusetts. 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 218, nays 187, not voting 29, as follows:

[Roll No. 20]

YEAS—218

Allard  
Archer  
Army  
Bachus  
Baker (CA)  
Baker (LA)  
Ballenger  
Barr  
Barrett (NE)  
Bartlett  
Barton  
Bass  
Bateman  
Bereuter  
Berman  
Bilbray  
Bilirakis  
Bliley  
Blute  
Boehlert  
Boehner  
Bonilla  
Boucher  
Brownback  
Bryant (TN)  
Bunn  
Bunning  
Burr  
Burton  
Buyer  
Callahan  
Calvert  
Camp  
Canady  
Castle

Chabot  
Chambliss  
Christensen  
Clement  
Clinger  
Coburn  
Collins (GA)  
Combest  
Cooley  
Cox  
Crapo  
Cubin  
Cunningham  
Deal  
DeLay  
Diaz-Balart  
Dickey  
Doolittle  
Dreier  
Duncan  
Dunn  
Ehlers  
Ehrlich  
Emerson  
English  
Ensign  
Everett  
Ewing  
Fawell  
Fazio  
Fields (TX)  
Flanagan  
Foley  
Forbes  
Ford

Fowler  
Fox  
Franks (CT)  
Franks (NJ)  
Frelinghuysen  
Frisa  
Funderburk  
Gallegly  
Ganske  
Gilchrest  
Gillmor  
Gilman  
Goodlatte  
Goodling  
Goss  
Graham  
Greenwood  
Gunderson  
Gutknecht  
Hall (TX)  
Hamilton  
Hancock  
Hansen  
Hastert  
Hastings (WA)  
Heineman  
Herger  
Hilleary  
Hobson  
Hoekstra  
Hoke  
Horn  
Hostettler  
Houghton  
Hutchinson

Hyde  
Inglis  
Istook  
Johnson (CT)  
Johnson, Sam  
Jones  
Kasich  
Kelly  
Kim  
King  
Kingston  
Klug  
Knollenberg  
Kolbe  
LaHood  
Largent  
Latham  
LaTourette  
Laughlin  
Lazio  
Leach  
Lewis (CA)  
Lewis (KY)  
Lightfoot  
Linder  
Livingston  
LoBiondo  
Longley  
Lucas  
Manzullo  
Martinez  
Martini  
McCollum  
McCrery  
McDade  
McHugh  
McInnis  
McIntosh

Abercrombie  
Ackerman  
Andrews  
Baesler  
Baldacci  
Barcia  
Barrett (WI)  
Becerra  
Beilenson  
Bentsen  
Bevill  
Bishop  
Bonior  
Borski  
Brewster  
Browder  
Brown (CA)  
Brown (OH)  
Bryant (TX)  
Cardin  
Chenoweth  
Clay  
Clayton  
Clyburn

McKeon  
Metcalf  
Meyers  
Mica  
Miller (FL)  
Molinari  
Moorhead  
Morella  
Myers  
Myrick  
Nethercutt  
Neumann  
Ney  
Norwood  
Nussle  
Oxley  
Packard  
Parker  
Paxon  
Petri  
Portman  
Pryce  
Quillen  
Quinn  
Radanovich  
Ramstad  
Regula  
Riggs  
Roberts  
Rogers  
Rose  
Roth  
Royce  
Salmon  
Sanford  
Saxton  
Schiff  
Seastrand

NAYS—187

Coble  
Coleman  
Collins (IL)  
Condit  
Costello  
Coyne  
Cramer  
Crane  
Danner  
de la Garza  
DeFazio  
DeLauro  
Dellums  
Deutsch  
Dicks  
Dingell  
Dixon  
Doggett  
Dooley  
Doyle  
Durbin  
Edwards  
Engel  
Eshoo

Sensenbrenner  
Shadegg  
Shaw  
Shays  
Shuster  
Skeen  
Skelton  
Smith (MI)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Solomon  
Stearns  
Stockman  
Talent  
Tate  
Thomas  
Thornberry  
Thornton  
Tiahrt  
Torkildsen  
Upton  
Vucanovich  
Waldholtz  
Walker  
Walsh  
Wamp  
Watts (OK)  
Weldon (FL)  
Weldon (PA)  
Weller  
White  
Whitfield  
Wicker  
Young (FL)  
Zelliff  
Zimmer  
  
Evans  
Farr  
Fattah  
Fields (LA)  
Filner  
Foglietta  
Frank (MA)  
Frost  
Furse  
Gedjenson  
Gekas  
Gephardt  
Geren  
Gonzalez  
Gordon  
Green  
Gutierrez  
Hall (OH)  
Harman  
Hastings (FL)  
Hefley  
Hilliard  
Hinche  
Holden

□ 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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Hoyer	Moakley	Serrano
Hunter	Mollohan	Sisisky
Jackson-Lee	Montgomery	Skaggs
Jacobs	Moran	Spence
Jefferson	Murtha	Spratt
Johnson (SD)	Nadler	Stark
Johnson, E.B.	Neal	Stenholm
Johnston	Oberstar	Studds
Kanjorski	Obey	Stump
Kennedy (MA)	Olver	Stupak
Kennedy (RI)	Ortiz	Tanner
Kennelly	Owens	Tauzin
Kildee	Pallone	Taylor (MS)
Klecza	Pastor	Taylor (NC)
Klink	Payne (NJ)	Tejeda
LaFalce	Payne (VA)	Thompson
Lantos	Pelosi	Thurman
Levin	Peterson (FL)	Torres
Lewis (GA)	Peterson (MN)	Torricelli
Lipinski	Pickett	Towns
Lowey	Pombo	Trafficant
Luther	Pomeroy	Tucker
Maloney	Poshard	Velazquez
Manton	Rahall	Vento
Markey	Rangel	Visclosky
Mascara	Reed	Volkmer
Matsui	Richardson	Ward
McCarthy	Rivers	Waters
McDermott	Roemer	Watt (NC)
McHale	Rohrabacher	Waxman
McKinney	Roukema	Williams
McNulty	Roysal-Allard	Wilson
Meek	Rush	Wise
Menendez	Sabo	Wolf
Mfume	Sanders	Woolsey
Miller (CA)	Sawyer	Wyden
Mineta	Schroeder	Wynn
Minge	Schumer	
Mink	Scott	

## NOT VOTING—29

Bono	Gibbons	Reynolds
Brown (FL)	Hayes	Ros-Lehtinen
Chapman	Hayworth	Scarborough
Chrysler	Hefner	Schaefer
Collins (MI)	Kaptur	Slaughter
Conyers	Lincoln	Souder
Creameans	Lofgren	Stokes
Davis	Meehan	Yates
Dornan	Orton	Young (AK)
Flake	Porter	

□ 1018

Messrs. DINGELL, MORAN, McHALE, MONTGOMERY, BALDACCI, and PALLONE changed their vote from "yea" to "nay."

Mrs. MYRICK and Messrs. QUINN, McHUGH and SOLOMON changed their vote from "nay" to "yea."

Mr. WILSON changed his vote from "present" to "nay."

So the Journal was approved.

The result of the vote was announced as above recorded.

## PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore (Mr. DREIER). Would the gentleman from Kentucky [Mr. WHITFIELD] please come forward to lead us in the Pledge of Allegiance.

Mr. WHITFIELD led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

## POINT OF ORDER

Mr. FRANK of Massachusetts. Mr. Speaker, I make a point of order.

The SPEAKER pro tempore. The gentleman from Massachusetts is recognized.

Mr. FRANK of Massachusetts. Mr. Speaker, at the beginning of this ses-

sion, the House adopted a new rule which says the CONGRESSIONAL RECORD shall be a substantially verbatim account of remarks made during the proceedings of the House, subject only to technical, grammatical, and typographical corrections authorized by the Member making the remarks involved.

In the CONGRESSIONAL RECORD that we received this morning, reflecting yesterday's proceedings, at page H301 in the transcript of the remarks of the Speaker pro tempore, the gentleman from Florida, there are two changes that were made between what he, in fact, said and what is in the RECORD.

The first change is as follows:

He said yesterday with regard to the statements of the gentlewoman from Florida about the book of the Speaker, "It is the Speaker's opinion that innuendo and personal references to the Speaker's conduct are not in order."

That has been altered and that does not appear verbatim in the CONGRESSIONAL RECORD. Instead, it says, "It is the Speaker's opinion that innuendo and critical references to the Speaker's personal conduct are not in order."

Additionally, later on in response to a parliamentary inquiry from the gentleman from Missouri, the Speaker pro tempore said, as I recollect it, "it has been the Chair's ruling, and the precedents of the House support this, a higher level of respect is due to the Speaker."

In the CONGRESSIONAL RECORD that has been changed to "a proper level of respect."

Now, I do not believe that changing "personal" to "critical" and "proper" to "higher" is either technical, grammatical, or typographical. Both make quite substantive changes. Indeed, Mr. Speaker, it seems to me that by the standard that the Speaker yesterday uttered, the gentlewoman from Florida was judged, but if you take today's standard of revised, illegitimately revised version that is in the RECORD, there would be no objection to what the gentlewoman from Florida said.

The SPEAKER pro tempore. The Chair might respond to the gentleman.

The Chair would recite from the manual that in accordance with existing accepted practices, the Speaker may make such technical or parliamentary insertions, or corrections in transcript as may be necessary to conform to rule, custom, or precedent. The Chair does not believe that any revision changed the meaning of the ruling.

The Chair would under the circumstances inform the House on behalf of the Parliamentarian that the new rule is as it might apply to the role of the Chair will be examined.

## PARLIAMENTARY INQUIRIES

Mr. FRANK of Massachusetts. Mr. Speaker, I am puzzled, and I have a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman from Massachusetts is recognized.

Mr. FRANK of Massachusetts. The Speaker cited previous references to the House rules and manual. That predates the rules change adopted this year. This is not simply a case of making a technical change in a ruling. We are talking also about substantive changes in the debate in the House.

The SPEAKER pro tempore. The Chair has made it very clear, the Chair would say to the gentleman.

Mr. FRANK of Massachusetts. No, the Chair has not.

The SPEAKER pro tempore. The Chair has made it clear that the Parliamentarian plans to examine this issue.

Mr. FRANK of Massachusetts. Mr. Speaker, I have a further parliamentary inquiry.

The SPEAKER pro tempore. The gentleman from Massachusetts is recognized.

Mr. FRANK of Massachusetts. In the first instance, I thought the Speaker was the responsible ruler in this situation, while the Parliamentarian advised him.

The SPEAKER pro tempore. The gentleman is correct.

Mr. FRANK of Massachusetts. Second, I want to know, are you telling me that this new change in which you say that it has to be verbatim, in fact, does not mean that, because two very important changes were made in the transcript from yesterday to today?

The SPEAKER pro tempore. The Chair has informed the gentleman that this issue is going to be examined in consultation with the Parliamentarian.

Mr. DINGELL. A parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman from Michigan is recognized.

Mr. DINGELL. Can you inform this Member and the House of what the meaning of the reexamination is?

You are informing the House that the issue is going to be reexamined. Yesterday the Speaker then presiding made a ruling which now appears in the precedents of the House. It interpreted the precedents of the House. It related to the rights, the behaviors, the dignities of the Members, and it dictated the future course of conduct of Members of this body.

Is the Chair informing us that the rulings of the Chair yesterday stand, that the rulings of the Chair yesterday have been changed without approval by the House?

The SPEAKER pro tempore. If the Chair might respond to the gentleman.

Mr. DINGELL. I would like to persist in my parliamentary inquiry. Or that the rulings of the Chair of yesterday are going to be reexamined?

The SPEAKER pro tempore. The Chair must reiterate that the principles of decorum in debate relied on by the Chair yesterday with respect to words taken down are not new to the 104th Congress.

First, clause 1 of rule XIV establishes an absolute rule against engaging in personality in debate where the subject