

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)	Hinchey	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
Cummings	Lofgren	Thurman
DeFazio	Lowey	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)	Oliver	

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

Stearns	Torres	Weldon (PA)
Stenholm	Torricelli	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
Arney	Brownback	Collins (GA)
Bachus	Bryant (TN)	Combest
Baker (CA)	Bunn	Condit
Baker (LA)	Bunning	Crane
Ballenger	Burr	Crapo
Barr	Burton	Creameans
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
Gallegly	Manzullo	Shays
Gekas	Martini	Shuster
Geren	McCollum	Sisisky
Gilchrest	McCrery	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)	Molinar	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	Klecicka
Andrews	Durbin	Klink
Baessler	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-McDonald
Collins (IL)	Hilliard	Miller (CA)
Collins (MI)	Hinchey	Minge
Conyers	Holden	Mink
Costello	Hoyer	Moakley
Coyne	Hutchinson	Mollohan
Cramer	Jackson (IL)	Moran
Cummings	Jackson-Lee	Murtha
Danner	(TX)	Nadler
de la Garza	Jacobs	Neal
DeFazio	Jefferson	Oberstar
DeLauro	Johnson (SD)	Obey
Dellums	Johnson, E. B.	Olver
Deutsch	Kanjorski	Ortiz
Dingell	Kennedy (MA)	Orton
Dixon	Kennedy (RI)	Owens
Doggett	Kennelly	Pallone
Dooley	Kildee	