

On January 27, 1909, the House adopted a report that stated the following:

It is ... the duty of the House to require its Members in speech or debate to preserve that proper restraint which will permit the House to conduct its business in an orderly manner and without unnecessarily and unduly exciting animosity among its Members—(Canon's Precedents, volume 8, at section 2497).

This report was in response to improper references in debate to the President, but clearly reiterated a principle that all occupants of the Chair in this and in prior Congresses have held to be equally applicable to members's remarks in debate toward each other.

Mr. DOGGETT. Madam Speaker, I have a further parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. DOGGETT. Madam Speaker, in view of the Chair's statement, what mechanism exists under the rules for a Member of the House to bring to the attention here on the floor of the House the failure of the Ethics Committee to explore fully and thoroughly ethical complaints that have been pending for over 6 months against Speaker GINGRICH?

The SPEAKER pro tempore. Proper questions of privilege may be brought before the House. This is not now a forum, however, to restate allegations where there is not pending a parliamentary privilege.

Mr. DOGGETT. Madam Speaker, is the privileged resolution that the gentleman from Florida, Mr. HARRY JOHNSTON, has filed for consideration later today regarding the failure of the committee to thoroughly investigate these charges and refer them to a special counsel the type of motion that would be proper for presentation of these matters?

The SPEAKER pro tempore. The Chair will rule on that at the time the resolution is brought to the floor. It is not properly before the House at this time.

#### POINT OF ORDER

Mr. LINDER. Madam Speaker, I rise to a point of order.

The SPEAKER pro tempore. The gentleman will state his point of order.

Mr. LINDER. Madam Speaker, the references by the gentleman from Texas as to whether or not he believes the Ethics Committee has faithfully carried out its duty refers specifically to matters he appears to know are before the Ethics Committee, and I think it is out of order.

□ 1045

The SPEAKER pro tempore (Ms. GREENE of Utah). The Chair again asks all Members to follow the admonition of the Chair to abide by the rules of this House that have been in place since 1789.

#### MOTION TO ADJOURN

Mr. VOLKMER. Madam Speaker, I have a privileged motion which I send to the desk.

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

The Clerk read as follows:

Mr. VOLKMER moves that the House do now adjourn.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Missouri [Mr. VOLKMER].

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

Mr. VOLKMER. 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 55, nays 345, answered "present" 2, not voting 31, as follows:

#### [Roll No. 271]

##### YEAS—55

Barcia	Frank (MA)	Mink
Blumenauer	Frost	Moran
Bonior	Gejdenson	Owens
Brown (OH)	Gutierrez	Payne (NJ)
Bryant (TX)	Hastings (FL)	Pomeroy
Clay	Hilliard	Rangel
Clyburn	Hoyer	Rush
Collins (IL)	Jackson (IL)	Slaughter
Collins (MI)	Jefferson	Stokes
Conyers	Johnson, E. B.	Stupak
Coyne	Johnston	Thompson
Dellums	Kaptur	Velazquez
Dicks	Kennedy (MA)	Volkmer
Dingell	Klink	Waters
Dixon	Levin	Wise
Doggett	Lewis (GA)	Woolsey
Engel	Martinez	Wynn
Evans	McNulty	
Filner	Miller (CA)	

##### NAYS—345

Abercrombie	Brownback	DeFazio
Ackerman	Bryant (TN)	DeLauro
Allard	Bunn	DeLay
Andrews	Bunning	Deutsch
Archer	Burr	Diaz-Balart
Armey	Burton	Dickey
Bachus	Buyer	Dooley
Baessler	Callahan	Doolittle
Baker (CA)	Calvert	Dornan
Baker (LA)	Camp	Doyle
Baldacci	Campbell	Dreier
Ballenger	Canady	Duncan
Barr	Cardin	Dunn
Barrett (NE)	Castle	Durbin
Barrett (WI)	Chabot	Edwards
Bartlett	Chambliss	Ehlers
Barton	Christensen	Ehrlich
Bass	Chrysler	English
Bateman	Clayton	Ensign
Beilenson	Clement	Eshoo
Bentsen	Clinger	Everett
Bereuter	Coble	Ewing
Berman	Coburn	Farr
Bevill	Collins (GA)	Fawell
Bilbray	Combest	Fazio
Bilirakis	Condit	Fields (LA)
Bishop	Cooley	Flake
Bliley	Costello	Flanagan
Blute	Cox	Foglietta
Boehlert	Cramer	Foley
Boehner	Crane	Forbes
Bonilla	Crapo	Fowler
Bono	Creameans	Fox
Borski	Cummings	Franks (CT)
Boucher	Cunningham	Frelinghuysen
Brewster	Davis	Frisa
Brown (CA)	Deal	Funderburk

Furse	Lipinski	Rohrabacher
Galleghy	Livingston	Ros-Lehtinen
Ganske	LoBiondo	Rose
Gekas	Lofgren	Roukema
Gephardt	Royce	Sabo
Geren	Lowey	Salmon
Gibbons	Lucas	Sanders
Gilchrest	Luther	Sanford
Gillmor	Maloney	Saxton
Gilman	Manton	Scarborough
Gonzalez	Manzullo	Schaefer
Goodlatte	Markey	Schiff
Goodling	Martini	Schroeder
Gordon	Mascara	Schumer
Goss	Matsui	Scott
Green (TX)	McCarthy	Seastrand
Greene (UT)	McCollum	Sensenbrenner
Greenwood	McHale	Serrano
Gunderson	McHugh	Shadegg
Gutknecht	McInnis	Shaw
Hall (OH)	McIntosh	Shays
Hall (TX)	McKeon	Shuster
Hamilton	McKinney	Sisisky
Hancock	Meehan	Skaggs
Hansen	Meek	Skeen
Harman	Menendez	Skelton
Hastert	Metcalf	Smith (MI)
Hastings (WA)	Meyers	Smith (NJ)
Hayes	Mica	Smith (TX)
Hayworth	Millender	Smith (WA)
Hefley	McDonald	Solomon
Hefner	Miller (FL)	Souder
Heineman	Minge	Spence
Herger	Moakley	Spratt
Hilleary	Molinari	Stark
Hobson	Mollohan	Stearns
Hoekstra	Montgomery	Stenholm
Hoke	Moorhead	Studds
Holden	Morella	Stump
Horn	Murtha	Tanner
Hostettler	Myers	Tate
Houghton	Myrick	Tauzin
Hunter	Nadler	Taylor (MS)
Hutchinson	Neal	Taylor (NC)
Hyde	Nethercutt	Tejeda
Inglis	Neumann	Thomas
Istook	Ney	Thornberry
Jackson-Lee	Nussle	Thornton
(TX)	Oberstar	Thurman
Jacobs	Obey	Tiahrt
Johnson (CT)	Olver	Torkildsen
Johnson, Sam	Ortiz	Towns
Jones	Orton	Trafficant
Kanjorski	Oxley	Upton
Kasich	Packard	Vento
Kelly	Pallone	Visclosky
Kennedy (RI)	Parker	Vucanovich
Kennelly	Pastor	Walker
Kildee	Paxon	Walsh
Kim	Payne (VA)	Wamp
King	Peterson (MN)	Ward
Kingston	Petri	Watt (NC)
Klecza	Pickett	Watts (OK)
Klug	Porter	Waxman
Knollenberg	Portman	Weldon (FL)
Kolbe	Poshard	Weldon (PA)
LaFalce	Pryce	Weller
LaHood	Quillen	White
Lantos	Quinn	Whitfield
Largent	Radanovich	Wicker
Latham	Rahall	Williams
LaTourette	Ramstad	Wolf
Laughlin	Reed	Yates
Lazio	Regula	Young (AK)
Leach	Richardson	Young (FL)
Lewis (CA)	Rivers	Zeliff
Lewis (KY)	Roberts	Zimmer
Lightfoot	Roemer	
Linder	Rogers	

#### ANSWERED "PRESENT"—2

Pelosi Sawyer

#### NOT VOTING—31

Becerra	Ford	Pombo
Browder	Franks (NJ)	Riggs
Brown (FL)	Graham	Roth
Chapman	Hinchey	Roybal-Allard
Chenoweth	Johnson (SD)	Stockman
Coleman	Lincoln	Talent
Cubin	McCrery	Torres
Danner	McDade	Torricelli
de la Garza	McDermott	Wilson
Fattah	Norwood	
Fields (TX)	Peterson (FL)	

□ 1106

Messrs. LIVINGSTON, NUSSLE, RICHARDSON, ABERCROMBIE,

FLANAGAN, FLAKE, and BISHOP changed their vote from "yea" to "nay."

Mrs. COLLINS of Illinois changed her vote from "nay" to "yea."

So the motion was rejected.

The result of the vote was announced as above recorded.

#### REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 2740

Mr. CRANE. Madam Speaker, my name was inadvertently added as a cosponsor of H.R. 2740. I ask unanimous consent that my name be removed as a cosponsor of H.R. 2740.

The SPEAKER pro tempore (Ms. GREENE of Utah). Is there objection to the request of the gentleman from Illinois?

There was no objection.

#### PERMISSION FOR SUNDRY COMMITTEES AND THEIR SUBCOMMITTEES TO SIT TODAY DURING 5-MINUTE RULE

Mr. LAZIO of New York. Madam Speaker, I ask unanimous consent that the following committees and their subcommittees be permitted to sit today while the House is meeting in the Committee of the Whole House under the 5-minute rule: the Committee on Banking and Financial Services; the Committee on Economic and Educational Opportunities; the Committee on Government Reform and Oversight; the Committee on International Relations; the Committee on the Judiciary; the Committee on National Security; the Committee on Resources; the Committee on Science; the Committee on Small Business; the Committee on Transportation and Infrastructure; the Committee on Veterans' Affairs; and the Permanent Select Committee on Intelligence.

Madam Speaker, it is my understanding that the minority has been consulted and that there is no objection to these requests.

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

There was no objection.

#### DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOPMENT, AND INDEPENDENT AGENCIES APPROPRIATIONS ACT, 1997

The SPEAKER pro tempore. Pursuant to House Resolution 456 and rule XXIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R. 3666).

□ 1109

IN THE COMMITTEE OF THE WHOLE

Accordingly the House resolved itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R.

3666) making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1997, and for other purposes, with Mr. COMBEST in the chair.

The Clerk read the title of the bill.

The CHAIRMAN. When the Committee of the Whole rose on Tuesday, June 25, 1996, the bill had been read through page 58, line 21.

#### SEQUENTIAL VOTES POSTPONED IN COMMITTEE OF THE WHOLE

The CHAIRMAN. Pursuant to House Resolution 456, proceedings will now resume on those amendments on which further proceedings were postponed in the following order: the amendment offered by the gentleman from New York [Mr. LAZIO]; amendment No. 46 offered by the gentleman from Connecticut [Mr. SHAYS]; amendment No. 41 offered by the gentleman from Vermont [Mr. SANDERS]; and amendment No. 15 offered by the gentleman from Colorado [Mr. HEFLEY].

The Chair will reduce to 5 minutes the time for any electronic vote after the first vote in this series.

#### AMENDMENT OFFERED BY MR. LAZIO OF NEW YORK

The CHAIRMAN. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from New York [Mr. LAZIO] on which further proceedings were postponed and on which the noes prevailed by voice vote.

The Clerk will designate the amendment.

The text of the amendment is as follows:

Amendment offered by Mr. LAZIO of New York:

Page 19, line 9, after "\$5,372,000,000" insert "(reduced by \$140,000,000)".

Page 19, line 19, after "\$800,000,000", insert "(reduced by \$140,000,000)".

Page 20, line 18, after "\$595,000,000" insert "(increased by \$100,000,000)".

Page 20, line 24, after the dollar amount insert "(increased by \$40,000,000)".

Mr. LEWIS of California. Mr. Chairman, with almost the entire House present, and with the number of votes that are coming forth, I ask unanimous consent to have 1 minute on my side and 1 minute for the gentleman from Ohio [Mr. STOKES] to briefly outline what these votes are.

The CHAIRMAN. Is there objection to the request of the gentleman from California?

Mr. LAZIO of New York. Reserving the right to object, Mr. Chairman, we have had a debate on this yesterday. I was kind enough to allow the gentleman from Florida [Mr. CANADY] to go twice out of order. We had to roll the vote until today so that we had the opportunity to live within the context of the agreement with the other side.

If this is an opportunity to debate this issue one more time and spin it in a way against those offering amendments, I would have to press this objection.

Mr. LEWIS of California. Mr. Chairman, I withdraw my unanimous consent request.

#### RECORDED VOTE

The CHAIRMAN. A recorded vote has been demanded.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 353, noes 61, not voting 19, as follows:

[Roll No. 272]

AYES—353

Ackerman	Dreier	Johnson, Sam
Allard	Duncan	Johnston
Andrews	Dunn	Kanjorski
Archer	Durbin	Kaptur
Armey	Edwards	Kasich
Bachus	Ehlers	Kelly
Baesler	Ehrlich	Kennedy (MA)
Baker (CA)	Engel	Kennelly
Baker (LA)	English	Kildee
Baldacci	Ensign	Kim
Ballenger	Eshoo	King
Barcia	Evans	Kingston
Barrett (NE)	Everett	Klecza
Barrett (WI)	Ewing	Klink
Bartlett	Farr	Klug
Bass	Fawell	LaFalce
Bateman	Fazio	LaHood
Bentsen	Fields (LA)	Lantos
Bereuter	Filner	Largent
Bevill	Flake	Latham
Bilirakis	Flanagan	LaTourette
Bishop	Foley	Lazio
Blumenauer	Forbes	Leach
Blute	Fowler	Levin
Boehlert	Fox	Lewis (GA)
Boehner	Franks (CT)	Lewis (KY)
Bonior	Franks (NJ)	Lightfoot
Bono	Frelinghuysen	Linder
Borski	Frisa	Lipinski
Boucher	Frost	LoBiondo
Brown (FL)	Funderburk	Longley
Brown (OH)	Gallegly	Lowey
Brownback	Ganske	Lucas
Bryant (TN)	Gejdenson	Luther
Bunn	Gekas	Maloney
Burr	Gephardt	Manton
Burton	Gibbons	Manzullo
Buyer	Gilchrest	Markey
Calvert	Gillmor	Martinez
Camp	Gilman	Martini
Campbell	Gonzalez	Mascara
Canady	Goodlatte	Matsui
Cardin	Goodling	McCollum
Castle	Gordon	McCrery
Chabot	Goss	McDermott
Chambliss	Graham	McHale
Chapman	Green (TX)	McHugh
Chenoweth	Greene (UT)	McInnis
Christensen	Greenwood	McIntosh
Chrysler	Gunderson	McKeon
Clay	Gutierrez	McKinney
Clayton	Gutknecht	McNulty
Clement	Hall (OH)	Meehan
Clinger	Hall (TX)	Menendez
Clyburn	Hamilton	Metcalfe
Coburn	Hancock	Meyers
Collins (GA)	Harman	Mica
Collins (MI)	Hastert	Miller (FL)
Combest	Hastings (WA)	Moakley
Condit	Hayes	Molinari
Costello	Hayworth	Mollohan
Cox	Hefley	Montgomery
Cramer	Hefner	Moorhead
Crane	Heineman	Moran
Crapo	Herger	Morella
Creameans	Hilleary	Murtha
Cummings	Hoekstra	Myers
Cunningham	Hoke	Myrick
Danner	Holden	Nadler
Davis	Horn	Neal
DeFazio	Hoyer	Nethercutt
DeLauro	Hunter	Neumann
Deutsch	Hutchinson	Ney
Diaz-Balart	Hyde	Norwood
Dickey	Inglis	Nussle
Dicks	Jackson (IL)	Oberstar
Dingell	Jackson-Lee	Obey
Dixon	(TX)	Olver
Doggett	Jacobs	Ortiz
Dooley	Jefferson	Orton
Doolittle	Johnson (CT)	Owens
Dornan	Johnson (SD)	Oxley
Doyle	Johnson, E. B.	Packard