

Kennedy (MA)	Millender	Schumer
Kennedy (RI)	McDonald	Scott
Kennelly	Miller (CA)	Serrano
Kildee	Minge	Sherman
Kilpatrick	Mink	Sisisky
Kind (WI)	Mollohan	Skaggs
Klecza	Moran (VA)	Skelton
Klink	Murtha	Slaughter
Kucinich	Nadler	Smith, Adam
LaFalce	Neal	Snyder
Lampson	Obey	Spratt
Lantos	Olver	Stabenow
Levin	Ortiz	Stark
Lewis (GA)	Owens	Stenholm
Lipinski	Pallone	Stokes
Lofgren	Pascrell	Strickland
Lowey	Pastor	Stupak
Luther	Pelosi	Tanner
Maloney (CT)	Peterson (MN)	Tauscher
Maloney (NY)	Pickett	Thompson
Markey	Pomeroy	Thurman
Martinez	Poshard	Tierney
Mascara	Price (NC)	Torres
Matsui	Rahall	Towns
McCarthy (MO)	Rangel	Turner
McCarthy (NY)	Reyes	Velazquez
McDermott	Rivers	Vento
McGovern	Rodriguez	Visclosky
McHale	Roemer	Waters
McIntyre	Rothman	Watt (NC)
McKinney	Roybal-Allard	Wexler
McNulty	Rush	Weygand
Meehan	Sabo	Wise
Meek	Sandlin	Woolsey
Menendez	Sawyer	Wynn

## ANSWERED "PRESENT"—4

Coburn	Shadegg
Sanchez	Wamp

## NOT VOTING—18

Barrett (NE)	Lazio	Schiff
Bishop	Manton	Souder
Conyers	Moakley	Waxman
Cubin	Oberstar	Weldon (FL)
Foglietta	Payne	Weldon (PA)
Gonzalez	Sanders	Yates

□ 1920

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.

#### PRIVILEGES OF THE HOUSE—DISMISSAL OF CONTEST IN 46TH DISTRICT OF CALIFORNIA UPON EXPIRATION OF OCTOBER 31, 1997

Ms. HOOLEY of Oregon. Mr. Speaker, I rise to a question of the privileges of the House, and I offer a resolution (H. Res. 295) pursuant to clause 2 of rule IX.

The SPEAKER pro tempore [Mr. HEFLEY]. The Clerk will report the resolution.

The Clerk read as follows:

H. RES. 295

Whereas, Loretta Sanchez was issued a certificate of election as the duly elected Member of Congress from the 46th District of California and was seated by the U.S. House of Representatives on January 7, 1997; and

Whereas A Notice of Contest of Election was filed with the Clerk of the House by Mr. Robert Dornan on December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California met on February 26, 1997 in Washington, D.C. on April 19, 1997 in Orange County, California, and October 24, 1997 in Washington, D.C.; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit: charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large number of indi-

viduals voting from the same address. It was found that voting from the same address included a Marines barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas, the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas some Members of the House Oversight Committee are now seeking a duplicate and dilatory review of materials already in the Committees possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing these materials and has all the information it needs regarding who voted in the 46th District and all the information it needs to make judgements concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas of review; and

Whereas, Contestant Robert Dornan has not shown or provided credible evidence that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas, the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now therefore be it;

*Resolved*, That unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997.

The SPEAKER pro tempore. The resolution presents a question of the privileges of the House.

MOTION TO TABLE OFFERED BY MR. SOLOMON

Mr. SOLOMON. Mr. Speaker, I move to table the resolution.

The SPEAKER pro tempore. The question is on the motion to table offered by the gentleman from New York [Mr. SOLOMON].

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

RECORDED VOTE

Ms. HOOLEY of Oregon. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 212, noes 197, answered "present" 5, not voting 18, as follows:

[Roll No. 563]

AYES—212

Aderholt	Gillmor	Nussle
Archer	Gilman	Oxley
Armey	Goodlatte	Packard
Bachus	Goodling	Pappas
Baker	Goss	Parker
Ballenger	Graham	Paul
Barr	Granger	Paxon
Bartlett	Greenwood	Pease
Barton	Gutknecht	Peterson (PA)
Bass	Hansen	Petri
Bateman	Hastert	Pickering
Bereuter	Hastings (WA)	Pitts
Bilbray	Hayworth	Pombo
Bilirakis	Hefley	Porter
Bliley	Hergert	Portman
Blunt	Hill	Pryce (OH)
Boehlert	Hilleary	Quinn
Boehner	Hobson	Radanovich
Bonilla	Hoekstra	Ramstad
Bono	Horn	Redmond
Brady	Hostettler	Regula
Bryant	Houghton	Riggs
Bunning	Hulshof	Riley
Burr	Hunter	Rogan
Buyer	Hutchinson	Rogers
Callahan	Hyde	Rohrabacher
Calvert	Inglis	Ros-Lehtinen
Camp	Istook	Roukema
Campbell	Jenkins	Royce
Canady	Johnson (CT)	Ryun
Cannon	Johnson, Sam	Salmon
Castle	Jones	Sanford
Chabot	Kasich	Scarborough
Chambliss	Kelly	Schaefer, Dan
Chenoweth	Kim	Schaffer, Bob
Christensen	King (NY)	Sensenbrenner
Coble	Kingston	Sessions
Collins	Klug	Shaw
Combest	Knollenberg	Shays
Cook	Kolbe	Shimkus
Cooksey	LaHood	Shuster
Cox	Largent	Skeen
Crane	Latham	Smith (MI)
Crapo	LaTourette	Smith (NJ)
Cunningham	Lazio	Smith (OR)
Davis (VA)	Leach	Smith (TX)
Deal	Lewis (CA)	Smith, Linda
DeLay	Lewis (KY)	Snowbarger
Diaz-Balart	Linder	Solomon
Dickey	Livingston	Spence
Doolittle	LoBiondo	Stearns
Dreier	Lucas	Stump
Duncan	Manzullo	Sununu
Dunn	McCollum	Talent
Ehlers	McCrery	Tauzin
Ehrlich	McDade	Taylor (MS)
Emerson	McHugh	Taylor (NC)
English	McInnis	Thornberry
Ensign	McIntosh	Thune
Everett	McKeon	Traffant
Ewing	Metcalf	Upton
Fawell	Mica	Walsh
Foley	Miller (FL)	Watkins
Fowler	Moran (KS)	Watts (OK)
Fox	Morella	Weller
Franks (NJ)	Myrick	White
Frelinghuysen	Nethercutt	Whitfield
Gallegly	Neumann	Wicker
Ganske	Ney	Wolf
Gibbons	Northup	Young (FL)
Gilchrest	Norwood	

NOES—197

Abercrombie	Cardin	Dixon
Ackerman	Carson	Doggett
Allen	Clay	Dooley
Andrews	Clayton	Doyle
Baessler	Clement	Edwards
Baldacci	Clyburn	Engel
Barcia	Condit	Eshoo
Barrett (WI)	Conyers	Etheridge
Becerra	Costello	Evans
Bentsen	Coyne	Farr
Berman	Cramer	Fattah
Berry	Cummings	Fazio
Bishop	Danner	Filner
Blagojevich	Davis (FL)	Flake
Blumenauer	Davis (IL)	Forbes
Bonior	DeFazio	Ford
Borski	DeGette	Frank (MA)
Boswell	Delahunt	Furse
Boucher	DeLauro	Gejdenson
Boyd	Dellums	Gephardt
Brown (CA)	Deutsch	Goode
Brown (FL)	Dicks	Gordon
Brown (OH)	Dingell	Green

Gutierrez	Mascara	Raybal-Allard
Hall (OH)	Matsui	Rush
Hall (TX)	McCarthy (MO)	Sabo
Hamilton	McCarthy (NY)	Sanders
Harman	McDermott	Sandlin
Hastings (FL)	McGovern	Sawyer
Hefner	McHale	Schumer
Hilliard	McIntyre	Scott
Hinchey	McKinney	Serrano
Hinojosa	McNulty	Sherman
Holden	Meehan	Sisisky
Hooley	Meek	Skaggs
Hoyer	Menendez	Skelton
Jackson (IL)	Millender-	Slaughter
Jackson-Lee	McDonald	Smith, Adam
(TX)	Miller (CA)	Snyder
Jefferson	Minge	Spratt
John	Mink	Stabenow
Johnson (WI)	Mollohan	Stark
Johnson, E. B.	Moran (VA)	Stenholm
Kanjorski	Murtha	Stokes
Kaptur	Nadler	Strickland
Kennedy (MA)	Neal	Stupak
Kennedy (RI)	Oberstar	Tanner
Kennelly	Obey	Tauscher
Kildee	Olver	Thompson
Kilpatrick	Ortiz	Thurman
Kind (WI)	Owens	Tierney
Klecza	Pallone	Torres
Klink	Pascarell	Towns
Kucinich	Pastor	Turner
LaFalce	Pelosi	Velazquez
Lampson	Peterson (MN)	Vento
Lantos	Pickett	Visclosky
Levin	Pomeroy	Waters
Lewis (GA)	Poshard	Watt (NC)
Lipinski	Price (NC)	Waxman
Lofgren	Rahall	Wexler
Lowey	Rangel	Weygand
Luther	Reyes	Wise
Maloney (CT)	Rivers	Woolsey
Maloney (NY)	Rodriguez	Wynn
Markey	Roemer	
Martinez	Rothman	

## ANSWERED "PRESENT"—5

Coburn	Shadegg	Wamp
Sanchez	Tiahrt	

## NOT VOTING—18

Barrett (NE)	Gonzalez	Souder
Burton	Manton	Thomas
Cubin	Moakley	Weldon (FL)
Foglietta	Payne	Weldon (PA)
Frost	Saxton	Yates
Gekas	Schiff	Young (AK)

□ 1941

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.

# PRIVILEGES OF THE HOUSE—DISMISSAL OF CONTEST IN 46TH DISTRICT OF CALIFORNIA UPON EXPIRATION OF OCTOBER 31, 1997

Ms. WATERS. Mr. Speaker, I rise to a question of the privileges of the House, and I offer a resolution (H. Res. 296) pursuant to clause 2 of rule IX.

## PARLIAMENTARY INQUIRY

Mr. SOLOMON. Mr. Speaker, I have a parliamentary inquiry.

The SPEAKER pro tempore [Mr. HEFLEY]. The gentleman will state it.

Mr. SOLOMON. Mr. Speaker, would it be in order to have the gentleman from Massachusetts [Mr. FRANK], the speed reader, read the next two resolutions?

The SPEAKER pro tempore. Under the rules, the Clerk must read the resolutions.

The Clerk will report the resolution. The Clerk read as follows:

## H. RES. 296

Whereas as contested election contest has been pending between Congresswoman Loret-

ta Sanchez and Mr. Robert Dornan since December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California has only met on February 26, 1997 and October 24, 1997 in Washington D.C. and on April 19, 1997 in Orange County, California; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit: charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large number of individuals voting from the same address. It was found that voting from the same address included a Marines barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas some Members of the House Oversight Committee are now seeking a duplicate and dilatory review of materials already in the Committees possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing these materials and has all the information it needs regarding who voted in the 46th District and all the information it needs to make judgments concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas of review; and

Whereas Contestant Robert Dornan has not shown or provided credible evidence that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now therefore be it;

Resolved, that unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of October 31, 1997.

□ 1945

The SPEAKER pro tempore (Mr. HEFLEY). The resolution presents a question of the privileges of the House.

## MOTION TO TABLE OFFERED BY MR. SOLOMON

Mr. SOLOMON. Mr. Speaker, I move to table the resolution.

The SPEAKER pro tempore. The question is on the motion to table offered by the gentleman from New York [Mr. SOLOMON].

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

## RECORDED VOTE

Ms. WATERS. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 214, noes 196, answered "present" 3, not voting 19, as follows:

[Roll No. 564]

## AYES—214

Aderholt	Gilman	Packard
Armey	Goodlatte	Pappas
Bachus	Goodling	Parker
Baker	Goss	Paul
Ballenger	Graham	Paxon
Barr	Granger	Pease
Bartlett	Greenwood	Peterson (PA)
Barton	Gutknecht	Petri
Bass	Hansen	Pickering
Bateman	Hastert	Pitts
Bereuter	Hastings (WA)	Pombo
Billbray	Hayworth	Porter
Billirakis	Hefley	Portman
Bliley	Herger	Quinn
Blunt	Hill	Radanovich
Boehlert	Hilleary	Ramstad
Boehner	Hobson	Redmond
Bonilla	Hoekstra	Regula
Bono	Horn	Riggs
Brady	Hostettler	Riley
Bryant	Houghton	Rogan
Bunning	Hulshof	Rogers
Burr	Hunter	Rohrabacher
Burton	Hutchinson	Ros-Lehtinen
Buyer	Hyde	Roukema
Callahan	Inglis	Royce
Calvert	Istook	Ryun
Camp	Jenkins	Salmon
Campbell	Johnson (CT)	Sanford
Canady	Johnson, Sam	Saxton
Cannon	Jones	Scarborough
Castle	Kasich	Schaefer, Dan
Chabot	Kelly	Schaffer, Bob
Chambliss	Kim	Sensenbrenner
Chenoweth	King (NY)	Sessions
Christensen	Kingston	Shadegg
Coble	Klug	Shaw
Collins	Knollenberg	Shays
Combest	Kolbe	Shimkus
Cook	LaHood	Shuster
Cooksey	Largent	Skeen
Cox	Latham	Smith (MI)
Crane	LaTourette	Smith (NJ)
Crapo	Lazio	Smith (OR)
Cunningham	Leach	Smith (TX)
Davis (VA)	Lewis (CA)	Smith, Linda
Deal	Lewis (KY)	Snowbarger
DeLay	Linder	Solomon
Diaz-Balart	Livingston	Spence
Dickey	LoBiondo	Stearns
Doolittle	Lucas	Stump
Dreier	Manzullo	Sununu
Duncan	McCollum	Talent
Dunn	McCrery	Tauzin
Ehlers	McDade	Taylor (MS)
Ehrlich	McHugh	Taylor (NC)
Emerson	McInnis	Thomas
English	McIntosh	Thornberry
Ensign	McKeon	Thune
Everett	Metcalf	Traficant
Ewing	Mica	Upton
Fawell	Miller (FL)	Walsh
Foley	Moran (KS)	Watkins
Fowler	Morella	Watts (OK)
Fox	Myrick	Weller
Franks (NJ)	Nethercutt	White
Frelinghuysen	Neumann	Whitfield
Gallely	Ney	Wicker
Ganske	Northup	Wolf
Gibbons	Norwood	Young (FL)
Gilchrest	Nussle	
Gillmor	Oxley	

## NOES—196

Abercrombie	Bishop	Carson
Ackerman	Blagojevich	Clay
Allen	Blumenauer	Clayton
Andrews	Bonior	Clement
Baessler	Borski	Clyburn
Baldacci	Boswell	Condit
Barcia	Boucher	Conyers
Barrett (WI)	Boyd	Costello
Becerra	Brown (CA)	Coyne
Bentsen	Brown (FL)	Cramer
Berman	Brown (OH)	Cummings
Berry	Cardin	Danner