

Pickett	Scott	Tauscher
Pomeroy	Serrano	Thompson
Poshard	Sherman	Thurman
Price (NC)	Sisisky	Tierney
Rahall	Skaggs	Torres
Reyes	Skelton	Towns
Rivers	Slaughter	Turner
Rodriguez	Smith, Adam	Velazquez
Roemer	Snyder	Vento
Rothman	Spratt	Visclosky
Roybal-Allard	Stabenow	Waters
Rush	Stark	Watt (NC)
Sabo	Stenholm	Wexler
Sanders	Stokes	Weygand
Sandlin	Strickland	Wise
Sawyer	Stupak	Wynn
Schumer	Tanner	

ANSWERED "PRESENT"—4

Coburn	Shadegg
Sanchez	Wamp

NOT VOTING—27

Barrett (NE)	Manton	Schiff
Bereuter	Meek	Souder
Burton	Millender-	Taylor (MS)
Clayton	McDonald	Waxman
Cox	Moakley	Weldon (FL)
Cubin	Owens	Weldon (PA)
Davis (FL)	Pallone	Woolsey
Foglietta	Payne	Yates
Gonzalez	Pelosi	
Maloney (NY)	Rangel	

□ 1838

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.

PERSONAL EXPLANATION

Ms. MILLENDER-McDONALD. Mr. Speaker, on rollcall No. 560, I was coming down the aisle when the Speaker closed the vote before I was able to cast my vote. Had I been able to vote, I would have voted "no."

PERSONAL EXPLANATION

Mr. PALLONE. Mr. Speaker, on rollcall No. 560, I was in the well of the House Chamber, and the Speaker did not notice that I was trying to vote. Had I been recognized, I would have voted "no."

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

Mr. CONDIT. Mr. Speaker, I rise to a question of the privileges of the House, and I send to the desk a privileged resolution (H. Res. 293) pursuant to clause 2 of rule IX and ask for its immediate consideration.

The SPEAKER pro tempore (Mr. HEFLEY). The Clerk will report the resolution.

The Clerk read as follows:

H. RES. 293

Whereas Loretta Sanchez was issued a certificate of election as the 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 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 26th, 1997 in Washington, D.C. on April 19th, 1997 in Orange County, California, and October 24, 1997 in Washington, D.C.; and

Whereas the Committee on the 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 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 or review; and

Whereas, the Committee on the House Oversight should complete its review of this matter and bring the matter forward for the House of Representatives to vote upon 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

Mr. CONDIT. 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 190, answered "present" 4, not voting 26, as follows:

[Roll No. 561]

AYES—212

Aderholt	Canady	Everett
Archer	Cannon	Ewing
Bachus	Castle	Fawell
Baker	Chabot	Fowler
Ballenger	Chambliss	Fox
Barr	Chenoweth	Franks (NJ)
Bartlett	Christensen	Frelinghuysen
Barton	Coble	Gallegly
Bass	Collins	Ganske
Bateman	Combest	Gekas
Bereuter	Cook	Gibbons
Bilbray	Cooksey	Gilchrest
Bilirakis	Cox	Gillmor
Bliley	Crane	Gilman
Blunt	Cunningham	Goodlatte
Boehert	Davis (VA)	Goodling
Boehner	Deal	Goss
Bonilla	DeLay	Graham
Bono	Diaz-Balart	Granger
Brady	Dickey	Greenwood
Bryant	Doolittle	Gutknecht
Bunning	Dreier	Hansen
Burr	Duncan	Hastert
Burton	Dunn	Hastings (WA)
Buyer	Ehlers	Hayworth
Callahan	Ehrlich	Hefley
Calvert	Emerson	Hergert
Camp	English	Hill
Campbell	Ensign	Hilleary

Hobson	Hoekstra	Horn
Hostettler	Houghton	Hulshof
Hunter	Hutchinson	Hyde
Inglis	Istook	Jenkins
Johnson (CT)	Johnson, Sam	Jones
Kasich	Kelly	Kim
King (NY)	Kingston	Klug
Knollenberg	Kolbe	LaHood
Largent	Latham	LaTourette
Lazio	Leach	Lewis (CA)
Lewis (KY)	Linder	Livingston
LoBiondo	Lucas	Manzullo
McCollum	McCrery	McDade
McHugh	McKeon	Metcalf

Mica	Miller (FL)	Moran (KS)
Morella	Myrick	Nethercutt
Neumann	Ney	Northup
Norwood	Nussle	Oxley
Packard	Pappas	Parker
Paul	Paxon	Pease
Peterson (PA)	Petri	Pickering
Pombo	Porter	Portman
Pryce (OH)	Quinn	Radanovich
Ramstad	Redmond	Regula
Riggs	Riley	Rogan
Rogers	Rohrabacher	Ros-Lehtinen
Roukema	Royce	Ryun
Salmon	Sanford	

Saxton	Scarborough	Schaefer, Dan
Schaffer, Bob	Sensenbrenner	Sessions
Shaw	Shays	Shimkus
Shuster	Skeen	Smith (MI)
Smith (NJ)	Smith (OR)	Smith (TX)
Smith, Linda	Snowbarger	Solomon
Spence	Stearns	Stump
Sununu	Talent	Tauzin
Taylor (NC)	Thomas	Thornberry
Thune	Tiahrt	Traficant
Upton	Walsh	Watkins
Watts (OK)	Weller	White
Whitfield	Wicker	Wolf
Young (AK)	Young (FL)	

NOES—190

Abercrombie	Fattah	Maloney (NY)
Ackerman	Fazio	Markey
Allen	Filner	Mascara
Andrews	Flake	Matsui
Baesler	Forbes	McCarthy (MO)
Baldacci	Ford	McCarthy (NY)
Barcia	Frank (MA)	McDermott
Barrett (WI)	Frost	McGovern
Becerra	Furse	McHale
Bentsen	Gejdenson	McIntyre
Berman	Gephardt	McKinney
Berry	Goode	McNulty
Bishop	Gordon	Meehan
Blagojevich	Green	Meek
Blumenauer	Gutierrez	Millender-
Bonior	Hall (OH)	McDonald
Borski	Hall (TX)	Miller (CA)
Boswell	Hamilton	Minge
Boucher	Harman	Mink
Boyd	Hastings (FL)	Mollohan
Brown (CA)	Hefner	Murtha
Brown (FL)	Hilliard	Nadler
Brown (OH)	Hinchey	Neal
Cardin	Hinojosa	Oberstar
Carson	Holden	Obey
Clay	Hoolley	Olver
Clayton	Hoyer	Ortiz
Clement	Jackson (IL)	Pallone
Clyburn	Jackson-Lee	Pascrell
Condit	(TX)	Pastor
Conyers	Jefferson	Pelosi
Costello	John	Peterson (MN)
Coyne	Johnson (WI)	Pickett
Cramer	Johnson, E. B.	Pomeroy
Cummins	Kanjorski	Poshard
Danner	Kaptur	Price (NC)
Davis (FL)	Kennedy (MA)	Rahall
Davis (IL)	Kennedy (RI)	Reyes
DeFazio	Kennelly	Rivers
DeGette	Kildee	Rodriguez
Delahunt	Kilpatrick	Roemer
DeLauro	Kind (WI)	Rothman
Dellums	Kleczka	Roybal-Allard
Deutsch	Klink	Rush
Dicks	Kucinich	Sabo
Dingell	LaFalce	Sanders
Dixon	Lampson	Sandlin
Doggett	Lantos	Sawyer
Doyle	Levin	Scott
Edwards	Lewis (GA)	Serrano
Engel	Lipinski	Sherman
Eshoo	Lofgren	Sisisky
Etheridge	Lowey	Skaggs
Evans	Luther	Skelton
Farr	Maloney (CT)	Slaughter

Smith, Adam	Tanner	Vento
Snyder	Tauscher	Vislosky
Spratt	Thompson	Waters
Stabenow	Thurman	Watt (NC)
Stark	Tierney	Wexler
Stenholm	Torres	Weygand
Stokes	Towns	Wise
Strickland	Turner	Woolsey
Stupak	Velazquez	Wynn

ANSWERED "PRESENT"—4

Coburn	Taylor (MS)
Shadegg	Wamp

NOT VOTING—26

Armey	Martinez	Sanchez
Barrett (NE)	McInnis	Schiff
Crapo	McIntosh	Schumer
Cubin	Menendez	Souder
Dooley	Moakley	Waxman
Foglietta	Moran (VA)	Weldon (FL)
Foley	Owens	Weldon (PA)
Gonzalez	Payne	Yates
Manton	Rangel	

□ 1858

Mrs. MALONEY of New York changed her vote from "aye" to "no."

Mr. REGULA changed his 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.

MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

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

Mr. BECERRA. Mr. Speaker, I rise to a question of the privileges of the House, and I send to the desk a privileged resolution (H. Res. 294) pursuant to clause 2 of rule IX and ask for its immediate consideration.

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

The Clerk read as follows:

H. RES. 294

Whereas, Loretta Sanchez was issued a certificate of election as the duly elected Member of Congress from the 46th District of California by the Secretary of State 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 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 dupli-

cate 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, 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 the Committee on House Oversight, subpoenaed the records seized by the District Attorney of Orange County on February 13, 1997 and has received and reviewed all records pertaining to registration efforts of that group; 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.

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, for the fifth time, 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

Mr. BECERRA. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 217, noes 193, answered "present" 4, not voting 18, as follows:

[Roll No. 562]

AYES—217

Aderholt	Barr	Bilbray
Archer	Bartlett	Bilirakis
Armey	Barton	Bliley
Bachus	Bass	Blunt
Baker	Bateman	Boehler
Ballenger	Bereuter	Boehner

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

NOES—193

Abercrombie	Coyne	Frank (MA)
Ackerman	Cramer	Frost
Allen	Cummings	Furse
Andrews	Danner	Gejdenson
Baesler	Davis (FL)	Gephardt
Baldacci	Davis (IL)	Goode
Barcia	DeFazio	Gordon
Barrett (WI)	DeGette	Green
Becerra	Delahunt	Gutierrez
Bentsen	DeLauro	Hall (OH)
Berman	Dellums	Hall (TX)
Berry	Deutsch	Hamilton
Blagojevich	Dicks	Harman
Blumenuauer	Dingell	Hastings (FL)
Bonior	Dixon	Hefner
Borski	Doggett	Hilliard
Boswell	Dooley	Hinchee
Boucher	Doyle	Hinojosa
Boyd	Edwards	Holden
Brown (CA)	Engel	Hooley
Brown (FL)	Eshoo	Hoyer
Brown (OH)	Etheridge	Jackson (IL)
Cardin	Evans	Jackson-Lee
Carson	Farr	(TX)
Clay	Fattah	Jefferson
Clayton	Fazio	John
Clement	Filner	Johnson (WI)
Clyburn	Flake	Johnson, E.B.
Condit	Forbes	Kanjorski
Costello	Ford	Kaptur