

appropriations for the National Aeronautics and Space Administration, Mr. Richard L. Roudebush, of Indiana, offered an amendment to an amendment offered by Mr. James G. Fulton, of Pennsylvania. The Roudebush amendment, which called for a reduction in the amount of funds appropriated, was discussed at some length after which the Chair⁽⁴⁾ put the question; it was taken; and the noes appeared to have it.

Immediately thereafter, Mr. George P. Miller, of California, demanded tellers. A sufficient number of Members having supported the demand, tellers were ordered and the Chair appointed Mr. Roudebush and Mr. Miller as tellers. The Members were then directed to pass through the tellers and commenced to do so.

There being some doubt as to whether Mr. Miller was opposed to the Roudebush amendment, an inquiry was directed to the Chair:

MR. [JOE D.] WAGGONER [Jr., of Louisiana]: Mr. Chairman, a parliamentary inquiry.

THE CHAIRMAN: The Committee is in the process of voting, and no parliamentary inquiry can be made at this time.

MR. [DONALD] RUMSFELD [of Illinois]: Mr. Chairman, a point of order.

THE CHAIRMAN: The gentleman will state his point of order.

MR. RUMSFELD: Is it not correct that there should be a teller in favor of the amendment and a teller in opposition?

THE CHAIRMAN: The gentleman from Illinois has asked a question rather than making a point of order.

4. John J. Flynt, Jr. (Ga.).

MR. FULTON of Pennsylvania: I am here. I am against the amendment.

MR. WAGGONER: Mr. Chairman, a point of order.

THE CHAIRMAN: The gentleman will state his point of order.

MR. WAGGONER: Is it not necessary, under the rules of the House, in the instance of a teller vote, that the Chair name one Member as a teller who supports the amendment?

THE CHAIRMAN: The Chair will state that the gentleman from Louisiana has not made a point of order, but rather has asked a question. The Chair designated as tellers the gentleman from Indiana [Mr. Roudebush], the author of the amendment, and the gentleman from California [Mr. Miller]. No point was raised until the vote had begun to be taken.

The vote will proceed.

Parliamentarian's Note: Although the Chair has sole discretion in the appointment of tellers, he generally attempts to appoint tellers who represent each side of the question, that is, those that favor the proposition and those that oppose it.

§ 20. Interruptions of Teller Votes

For Parliamentary Inquiry or Point of Order

§ 20.1 The Chair refused to entertain a parliamentary inquiry during a teller vote but

has responded to a point of order concerning the conduct of the vote.

On June 28, 1967,⁽⁵⁾ the House resolved itself into the Committee of the Whole for the further consideration of a bill (H.R. 10340) to authorize appropriations to the National Aeronautics and Space Administration. When the Committee had arisen the day before, there remained pending an amendment offered by Mr. James G. Fulton, of Pennsylvania.

Mr. Richard L. Roudebush, of Indiana, offered an amendment to the Fulton amendment and, when the question was put, the Chair⁽⁶⁾ announced that the noes appeared to have it. At this point, Mr. George P. Miller, of California, demanded tellers whereupon the following took place:

Tellers were ordered, and the Chairman appointed as tellers Mr. Roudebush and Mr. Miller of California.

THE CHAIRMAN: Those in favor of the amendment offered by the gentleman from Indiana [Mr. Roudebush] to the amendment offered by the gentleman from Pennsylvania [Mr. Fulton] will pass through the tellers.

MR. [JOE D.] WAGGONER [Jr., of Louisiana]: Mr. Chairman, a parliamentary inquiry.

5. 113 CONG. REC. 17739, 17748, 90th Cong. 1st Sess.

6. John J. Flynt, Jr. (Ga.).

THE CHAIRMAN: The Committee is in the process of voting, and no parliamentary inquiry can be made at this time.

MR. [DONALD] RUMSFELD [of Illinois]: Mr. Chairman, a point of order.

THE CHAIRMAN: The gentleman will state his point of order.

MR. RUMSFELD: Is it not correct that there should be a teller in favor of the amendment and a teller in opposition?

THE CHAIRMAN: The gentleman from Illinois has asked a question rather than making a point of order.

MR. [JAMES G.] FULTON of Pennsylvania: I am here. I am against the amendment.

MR. WAGGONER: Mr. Chairman, a point of order.

THE CHAIRMAN: The gentleman will state his point of order.

MR. WAGGONER: Is it not necessary, under the rules of the House, in the instance of a teller vote, that the Chair name one Member as a teller who supports the amendment?

THE CHAIRMAN: The Chair will state that the gentleman from Louisiana has not made a point of order, but rather has asked a question. The Chair designated as tellers the gentleman from Indiana [Mr. Roudebush] the author of the amendment, and the gentleman from California [Mr. Miller]. No point was raised until the vote had begun to be taken.

The vote will proceed.

§ 21. Voting by the Chair on Teller Votes

Passing Through Tellers

§ 21.1 The Chair could count himself on a teller vote with-