

Swift	Traficant	Wheat
Synar	Traxler	Williams
Tallon	Unsold	Wilson
Tanner	Valentine	Wise
Tauzin	Vento	Wolpe
Taylor (MS)	Visclosky	Wyden
Thornton	Volkmer	Yates
Torres	Washington	Yatron
Torrice	Waxman	
Towns	Weiss	

NOES—161

Allard	Gradison	Packard
Allen	Grandy	Paxon
Archer	Green	Petri
Armey	Gunderson	Porter
Baker	Hammerschmidt	Quillen
Ballenger	Hancock	Ramstad
Barrett	Hansen	Ravenel
Barton	Hastert	Regula
Bateman	Hefley	Rhodes
Bennett	Henry	Ridge
Bentley	Herger	Riggs
Bereuter	Hobson	Rinaldo
Bilirakis	Holloway	Ritter
Bliley	Hopkins	Roberts
Boehlert	Horton	Rogers
Boehner	Houghton	Rohrabacher
Broomfield	Hunter	Ros-Lehtinen
Bunning	Hyde	Roth
Burton	Inhofe	Roukema
Callahan	Ireland	Santorum
Camp	James	Saxton
Campbell (CA)	Johnson (CT)	Schaefer
Chandler	Kasich	Schiff
Clinger	Klug	Schulze
Coble	Kolbe	Sensenbrenner
Coleman (MO)	Kyl	Shaw
Combust	Lagomarsino	Shays
Coughlin	Leach	Shuster
Cox (CA)	Lent	Skeen
Crane	Lewis (CA)	Smith (NJ)
Cunningham	Lewis (FL)	Smith (OR)
Davis	Livingston	Smith (TX)
DeLay	Lowery (CA)	Snowe
Dickinson	Machtley	Solomon
Doolittle	Marlenee	Spence
Dornan (CA)	Martin	Stearns
Dreier	McCandless	Stump
Duncan	McCollum	Sundquist
Edwards (OK)	McCrery	Taylor (NC)
Emerson	McDade	Thomas (WY)
Ewing	McEwen	Upton
Fawell	McGrath	Vander Jagt
Fields	McMillan (NC)	Vucanovich
Fish	Meyers	Walker
Franks (CT)	Michel	Walsh
Gallegly	Miller (OH)	Weber
Gallo	Miller (WA)	Weldon
Gekas	Molinari	Wolf
Gilchrist	Moorhead	Wylie
Gillmor	Morella	Young (AK)
Gilman	Myers	Young (FL)
Gingrich	Nichols	Zeliff
Goodling	Nussle	Zimmer
Goss	Oxley	

NOT VOTING—23

Carr	Hutto	Morrison
Clay	Johnson (TX)	Mrazek
Coleman (TX)	Kolter	Pursell
Dannemeyer	Lantos	Thomas (CA)
Dymally	Levine (CA)	Thomas (GA)
Edwards (CA)	Lightfoot	Waters
Ford (MI)	Markey	Whitten
Gaydos	Mineta	

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

19.10 PRIVILEGES OF THE HOUSE

Mr. MCEWEN rose to a question of the privileges of the House and submitted the following resolution (H. Res. 342):

Whereas on January 10, 1992, the chief counsel of the House Committee on Foreign Affairs wrote to the U.S. District Court for the Eastern District of New York requesting leniency in the sentencing of Mr. Dirk Stoffberg, a convicted arms dealer, on grounds that he had provided the committee

with evidence regarding the so-called "October Surprise;"

Whereas the chief counsel's letter was sent on committee letterhead purporting to be on behalf of the "House Committee on Foreign Affairs . . . in an ongoing investigation;"

Whereas the U.S. District Court consequently granted the request for a reduced sentence on grounds that, "Comity between independent branches of government suggests the desirability of assisting Congress in its important work where there is no strong conflict with a court's other sentencing responsibilities;"

Whereas the Federal District judge further indicated in his sentencing "Memorandum and Order" that, "were it not for the intervention of Congress," the defendant would have been sentenced to a longer term of imprisonment "because he threatened violence during the course of his criminal activity;"

Whereas neither the House, the Committee on Foreign Affairs nor any subcommittee thereof has ever authorized an investigation into the "October Surprise" allegations;

Whereas the House Bipartisan Legal Advisory Group has not authorized any intervention in the sentencing proceeding on behalf of the House or any of its committees;

Whereas at the time the chief counsel's letter was submitted to the U.S. District Court a resolution authorizing a special task force investigation into the "October Surprise" allegations was still pending in the House and had not yet been acted upon;

Whereas the misrepresentations of the position of the House and its committees in a judicial proceeding by an employee affects the rights of the House collectively, its dignity, and the integrity of its proceedings, and thereby raised a question of the privileges of the House under Rule IX: Now, therefore, be it

Resolved, That the House Bipartisan Legal Advisory Group (consisting of the Speaker, the majority and minority leaders, and the majority and minority whips) is hereby authorized and directed to inquire fully into the facts and circumstances surrounding the intervention by the chief counsel of the House Committee on Foreign Affairs in the sentencing of Mr. Dirk Stoffberg by the U.S. District Court for the Eastern District of New York and to submit to the House at the earliest practicable date, but not later than 45 legislative days after the adoption of this resolution, its findings thereon together with any actions taken or recommendations made in response to such incident or to prevent the recurrence of such unauthorized interventions in judicial proceedings by House Members, officers, or employees.

When said resolution was considered. During debate,

19.11 WORDS TAKEN DOWN

Mr. LIVINGSTON addressed the House and, during the course of his remarks,

Mr. FASCELL demanded that certain words be taken down.

The Clerk read the words taken down as follows:

The criminal justice of this country is in danger when elected officials can tamper with the judicial system. And in this case, that is exactly what happened.

The SPEAKER pro tempore, Mr. MURTHA, held the words taken down were in order, and said:

"The Chair will rule that since the gentleman from Louisiana is generically speaking and not specifically alleging improper conduct by any individual Member, the words are in order, in the context of this resolution."

Mr. LIVINGSTON was permitted to proceed in order.

Mr. LIVINGSTON, by unanimous consent, requested that the word "elected" be stricken from the Congressional Record.

After further debate,

Mr. GEPHARDT moved to lay the resolution on the table.

The question being put, viva voce,

Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

On a division demanded by Mr. WALKER, there appeared, yeas—13, nays—8.

Mr. WALKER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 249
Nays 160

19.12 [Roll No. 8] YEAS—249

Abercrombie	Edwards (TX)	Lipinski
Ackerman	Engel	Lloyd
Alexander	English	Long
Anderson	Erdreich	Lowey (NY)
Andrews (ME)	Espy	Luken
Andrews (TX)	Evans	Manton
Annunzio	Fascell	Martinez
Anthony	Fazio	Matsui
Applegate	Feighan	Mavroules
Aspin	Flake	Mazzoli
Atkins	Foghtetta	McCloskey
AuCoin	Ford (MI)	McDermott
Bacchus	Ford (TN)	McHugh
Barnard	Frank (MA)	McMillen (MD)
Beilenson	Frost	McNulty
Bennett	Gejdenson	Mfume
Berman	Gephardt	Miller (CA)
Bevill	Geren	Mineta
Bilbray	Gibbons	Mink
Blackwell	Glickman	Moakley
Bonior	Gonzalez	Mollohan
Borski	Gordon	Montgomery
Boucher	Guarini	Moody
Boxer	Hall (OH)	Moran
Brewster	Hall (TX)	Murphy
Brooks	Hamilton	Murtha
Browder	Harris	Nagle
Brown	Hatcher	Natcher
Bruce	Hayes (IL)	Neal (MA)
Bryant	Hefner	Neal (NC)
Bustamante	Hertel	Nowak
Byron	Hoagland	Oakar
Campbell (CO)	Hochbrueckner	Oberstar
Cardin	Horn	Obey
Carper	Hoyer	Olin
Carr	Hubbard	Olver
Chapman	Huckaby	Ortiz
Clement	Hughes	Orton
Collins (IL)	Jacobs	Owens (NY)
Collins (MI)	Jefferson	Owens (UT)
Condit	Jenkins	Pallone
Conyers	Johnson (SD)	Panetta
Cooper	Johnston	Parker
Costello	Jones (GA)	Pastor
Cox (IL)	Jones (NC)	Patterson
Coyne	Jontz	Payne (NJ)
Cramer	Kanjorski	Payne (VA)
Darden	Kaptur	Pease
de la Garza	Kennedy	Pelosi
DeLauro	Kennelly	Penny
Dellums	Kildee	Perkins
Derrick	Kleczka	Peterson (FL)
Dicks	Kopetski	Peterson (MN)
Dingell	Kostmayer	Pickett
Dixon	LaFalce	Pickle
Donnelly	Lancaster	Poshard
Dooley	LaRocco	Price
Dorgan (ND)	Laughlin	Rahall
Downey	Lehman (CA)	Rangel
Durbin	Lehman (FL)	Ray
Dwyer	Levin (MI)	Reed
Early	Lewis (GA)	Richardson

Roe	Skelton	Torricelli
Roemer	Slattery	Towns
Rose	Slaughter	Trafficant
Rostenkowski	Smith (FL)	Traxler
Rowland	Smith (IA)	Unsoeld
Roybal	Solarz	Valentine
Russo	Spratt	Vento
Sabo	Staggers	Visclosky
Sanders	Stallings	Volkmer
Sangmeister	Stenholm	Washington
Sarpalius	Stokes	Waters
Savage	Studds	Waxman
Sawyer	Swett	Weiss
Scheuer	Swift	Wheat
Schroeder	Synar	Williams
Schumer	Tallon	Wilson
Serrano	Tanner	Wise
Sharp	Tauzin	Wolpe
Sikorski	Taylor (MS)	Wyden
Sisisky	Thornton	Yates
Skaggs	Torres	Yatron

NAYS—160

Allard	Green	Petri
Allen	Gunderson	Porter
Archer	Hammerschmidt	Pursell
Armey	Hancock	Quillen
Baker	Hansen	Ramstad
Ballenger	Hastert	Ravenel
Barrett	Hefley	Regula
Barton	Henry	Rhodes
Bateman	Herger	Ridge
Bereuter	Hobson	Riggs
Bilirakis	Holloway	Rinaldo
Bliley	Hopkins	Ritter
Boehlert	Horton	Roberts
Boehner	Houghton	Rogers
Broomfield	Hunter	Rohrabacher
Bunning	Hyde	Ros-Lehtinen
Burton	Inhofe	Roth
Callahan	Ireland	Roukema
Camp	James	Santorum
Campbell (CA)	Johnson (CT)	Saxton
Chandler	Kasich	Schaefer
Clinger	Klug	Schiff
Coble	Kolbe	Schulze
Coleman (MO)	Kyl	Sensenbrenner
Combest	Lagomarsino	Shaw
Coughlin	Leach	Shays
Cox (CA)	Lent	Shuster
Crane	Lewis (CA)	Skeen
Cunningham	Lewis (FL)	Smith (NJ)
Davis	Livingston	Smith (OR)
DeLay	Lowery (CA)	Smith (TX)
Dickinson	Machtley	Snowe
Doolittle	Marlenee	Solomon
Dornan (CA)	Martin	Spence
Dreier	McCandless	Stearns
Duncan	McCollum	Stump
Edwards (OK)	McCrery	Sundquist
Emerson	McDade	Taylor (NC)
Ewing	McEwen	Thomas (WY)
Fawell	McGrath	Upton
Fields	McMillan (NC)	Vander Jagt
Fish	Meyers	Vucanovich
Franks (CT)	Michel	Walker
Galleghy	Miller (OH)	Walsh
Gallo	Miller (WA)	Weber
Gekas	Molinari	Weldon
Gilchrist	Moorhead	Wolf
Gillmor	Morella	Wylie
Gilman	Myers	Young (AK)
Gingrich	Nichols	Young (FL)
Goodling	Nussle	Zeliff
Goss	Oxley	Zimmer
Gradison	Packard	
Grandy	Paxon	

NOT VOTING—25

Andrews (NJ)	Gaydos	McCurdy
Bentley	Hayes (LA)	Morrison
Clay	Hutto	Mrazek
Coleman (TX)	Johnson (TX)	Stark
Dannemeyer	Kolter	Thomas (CA)
DeFazio	Lantos	Thomas (GA)
Dymally	Levine (CA)	Whitten
Eckart	Lightfoot	
Edwards (CA)	Markey	

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

9.13 PROVIDING FOR THE CONSIDERATION OF H. RES. 258

Mr. DERRICK, by direction of the Committee on Rules, called up the following resolution (H. Res. 303):

Resolved, That upon adoption of this resolution it shall be in order to consider in the House the resolution (H. Res. 258) creating a Task Force of Members of the Foreign Affairs Committee to Investigate Certain Allegations Concerning the Holding of Americans as Hostages by Iran in 1980. The amendment recommended by the Committee on Rules, as modified by the amendment recommended by the Committee on House Administration, now printed in the resolution shall be considered as having been adopted. The previous question shall be considered as ordered on the resolution and amendments thereto to final adoption without intervening motion except: (1) one hour of debate on the resolution, to be equally divided and controlled by the chairman and ranking minority member of the Committee on Rules; and (2) the amendment printed in the report of the Committee on Rules accompanying this resolution, if offered by Representative Michel of Illinois or his designee, which shall be debatable for not to exceed thirty minutes, equally divided and controlled by the proponent and a Member opposed thereto, and all points of order against said amendment are hereby waived.

When said resolution was considered. After debate,

On motion of Mr. DERRICK, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. LEWIS of Georgia, announced that the nays had it.

Mr. DERRICK objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 251
Nays 161

9.14 [Roll No. 9] YEAS—251

Abercrombie	Bustamante	Edwards (TX)
Ackerman	Byron	Engel
Alexander	Campbell (CO)	English
Anderson	Cardin	Erdreich
Andrews (ME)	Carper	Espy
Andrews (NJ)	Carr	Evans
Andrews (TX)	Chapman	Fascell
Annunzio	Clement	Fazio
Anthony	Collins (IL)	Feighan
Applegate	Collins (MI)	Flake
Aspin	Condit	Foglietta
Atkins	Conyers	Ford (MI)
AuCoin	Cooper	Ford (TN)
Bacchus	Costello	Frank (MA)
Barnard	Cox (IL)	Frost
Beilenson	Coyne	Gejdenson
Bennett	Cramer	Gephardt
Berman	Darden	Geren
Bevill	DeLauro	Gibbons
Bilbray	Dellums	Glickman
Blackwell	Derrick	Gonzalez
Bonior	Dicks	Gordon
Borski	Dingell	Guarini
Boucher	Dixon	Hall (OH)
Boxer	Donnelly	Hall (TX)
Brewster	Dooley	Hamilton
Brooks	Dorgan (ND)	Harris
Browder	Downey	Hatcher
Brown	Durbin	Hayes (IL)
Bruce	Dwyer	Hayes (LA)
Bryant	Early	Hefner

Hertel	Mollohan	Savage
Hoagland	Montgomery	Sawyer
Hochbrueckner	Moody	Scheuer
Horn	Moran	Schroeder
Hoyer	Murphy	Schumer
Hubbard	Murtha	Serrano
Huckaby	Nagle	Sharp
Hughes	Natcher	Sikorski
Jefferson	Neal (MA)	Sisisky
Jenkins	Neal (NC)	Skaggs
Johnson (SD)	Nowak	Skelton
Johnston	Oakar	Slattery
Jones (GA)	Oberstar	Slaughter
Jones (NC)	Obey	Smith (FL)
Jontz	Olin	Smith (IA)
Kanjorski	Olver	Solarz
Kaptur	Ortiz	Spratt
Kennedy	Orton	Staggers
Kennelly	Owens (NY)	Stallings
Kildee	Owens (UT)	Stenholm
Klecza	Pallone	Stokes
Kopetski	Panetta	Studds
Kostmayer	Parker	Swett
LaFalce	Pastor	Swift
Lancaster	Patterson	Synar
LaRocco	Payne (NJ)	Tallon
Laughlin	Payne (VA)	Tanner
Lehman (CA)	Pease	Tauzin
Lehman (FL)	Pelosi	Taylor (MS)
Levin (MI)	Penny	Thornton
Lewis (GA)	Perkins	Torres
Lipinski	Peterson (FL)	Torricelli
Lloyd	Peterson (MN)	Towns
Long	Pickett	Trafficant
Lowey (NY)	Pickle	Traxler
Luken	Poshard	Unsoeld
Manton	Price	Valentine
Markey	Rahall	Vento
Martinez	Rangel	Visclosky
Matsui	Ray	Volkmer
Mavroules	Reed	Washington
Mazzoli	Richardson	Waters
McCloskey	Roe	Waxman
McCurdy	Roemer	Weiss
McDermott	Rose	Wheat
McHugh	Rostenkowski	Williams
McMillen (MD)	Rowland	Wilson
McNulty	Roybal	Wise
Mfume	Russo	Wolpe
Miller (CA)	Sabo	Wyden
Mineta	Sanders	Yates
Moakley	Sangmeister	Yatron
	Sarpalius	

NAYS—161

Allard	Gallo	McCollum
Allen	Gekas	McCrery
Archer	Gilchrist	McDade
Armey	Gillmor	McEwen
Baker	Gilman	McGrath
Ballenger	Gingrich	McMillan (NC)
Barrett	Goodling	Meyers
Barton	Goss	Michel
Bateman	Gradison	Miller (OH)
Bentley	Grandy	Miller (WA)
Bereuter	Green	Molinari
Bilirakis	Gunderson	Moorhead
Bliley	Hammerschmidt	Morella
Boehlert	Hancock	Myers
Boehner	Hansen	Nichols
Broomfield	Hastert	Nussle
Bunning	Hefley	Oxley
Burton	Henry	Packard
Callahan	Herger	Paxon
Camp	Hobson	Petri
Campbell (CA)	Holloway	Porter
Chandler	Hopkins	Pursell
Clinger	Horton	Quillen
Coble	Houghton	Ramstad
Coleman (MO)	Hunter	Ravenel
Combest	Hyde	Regula
Coughlin	Inhofe	Rhodes
Cox (CA)	Jacobs	Ridge
Crane	James	Riggs
Cunningham	Johnson (CT)	Rinaldo
Davis	Kasich	Ritter
DeLay	Klug	Roberts
Dickinson	Kolbe	Rogers
Doolittle	Kyl	Rohrabacher
Dornan (CA)	Lagomarsino	Ros-Lehtinen
Dreier	Leach	Roth
Duncan	Lent	Roukema
Edwards (OK)	Lewis (CA)	Santorum
Emerson	Lewis (FL)	Saxton
Ewing	Livingston	Schaefer
Fawell	Lowery (CA)	Schiff
Fields	Machtley	Schulze
Fish	Marlenee	Sensenbrenner
Franks (CT)	Martin	Shaw
Galleghy	McCandless	Shays