

(1) in subsection (a)(7), by striking out "except that—" and all that follows through the end of subparagraph (B) and inserting in lieu thereof a period; and

(2) in subsection (d)(1), by striking out "delivery—" and all that follows through the end of subparagraph (B) and inserting in lieu thereof "delivery within that area constituting the congressional district or State from which the Member was elected."

(b) OFFICIAL FUNDS LIMITATION.—The Committee on House Administration of the House of Representatives may not approve any payment, nor may a Member of the House of Representatives make any expenditure from, any allowance of the House of Representatives or any other official funds if any portion of the payment or expenditure is for any cost related to a mass mailing by a Member of the House of Representatives outside the congressional district of the Member.

SEC. 236. REQUIREMENT THAT LEGISLATION ADJUSTING PAY FOR MEMBERS OF CONGRESS BE CONSIDERED SEPARATELY.

Section 225 of the Federal Salary Act of 1967 (2 U.S.C. 351 and following) is amended by adding at the end the following:

"(o) LEGISLATION ADJUSTING MEMBERS' PAY TO BE CONSIDERED SEPARATELY.—It shall not be in order in the House of Representatives to consider any bill or resolution that would adjust, or have the effect of adjusting, the rate of pay of Members of Congress if the bill of resolution contains any item which does not relate to adjusting Members' rates of pay."

SEC. 237. LEGISLATIVE BRANCH APPROPRIATIONS TO BE FOR ONE YEAR ONLY.

It shall not be in order to consider in the House of Representatives any measure appropriating amounts for the legislative branch of the Government if such measure permits any such amount to remain available for obligation beyond the end of the fiscal year for which such amount is appropriated.

SEC. 238. ONE ATTORNEY IN THE OFFICE OF THE PARLIAMENTARIAN TO BE APPOINTED UPON THE RECOMMENDATION OF THE MINORITY LEADER.

Notwithstanding section 3 of House Resolution 502, Ninety-fifth Congress, agreed to April 20, 1977, as enacted into permanent law by section 115 of Public Law 95-94 (2 U.S.C. 278b), or any other law or other authority, at least one attorney appointed by the Parliamentarian under that section shall be appointed upon the recommendation of the minority leader.

SEC. 239. ROTATION OF CHAIRMANSHIP OF COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT.

Clause 6(c) of rule X of the Rules of the House of Representatives is amended by inserting "(1)" after "(c)" and by adding at the end the following:

"(2) In the case of the Committee on Standards of Official Conduct—

"(A) the chairman elected under subparagraph (1) shall only be for the first session of a Congress; and

"(B) at the beginning of the second session of a Congress, one of the members of that committee shall be elected its chairman for that session by the House from nominations submitted by the minority party caucus or conference."

SEC. 240. EACH RULE OF THE HOUSE TO BE AGREED TO BY SEPARATE RESOLUTION OF THE HOUSE.

In adopting the Rules of the House of Representatives in the One Hundred Third Congress and any subsequent Congress, each rule shall be agreed to by separate resolution of the House.

After further debate,

Pursuant to House Resolution 427, the previous question was ordered on the amendment and on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House agree to said amendment in the nature of a substitute?

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

Mr. MICHEL demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative { Yeas ..... 159 Nays ..... 254

43.21 [Roll No. 83] YEAS—159

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

NAYS—254

- Abercrombie Bevil Carr
Ackerman Bilbray Carr
Alexander Blackwell Chapman
Anderson Bonior Clay
Andrews (ME) Borski Clement
Andrews (NJ) Boucher Coleman (TX)
Andrews (TX) Boxer Collins (IL)
Annunzio Brewster Collins (MI)
Anthony Brooks Condit
Applegate Browder Conyers
Aspin Brown Cooper
Atkins Bruce Cox (IL)
AuCoin Bryant Coyne
Bacchus Bustamante Cramer
Beilenson Byron Darden
Bennett Campbell (CO) de la Garza
Berman Cardin DeFazio

- DeLauro Kolter Price
Dellums Kopetski Rahall
Derrick Kostmayer Rangel
Dicks LaFalce Ray
Dixon Lancaster Reed
Donnelly Lantos Richardson
Dooley LaRocco Roe
Dorgan (ND) Lehman (CA) Roemer
Downey Lehman (FL) Rose
Durbin Levin (MI) Rowland
Early Lewis (GA) Roybal
Eckart Lipinski Sabo
Edwards (CA) Lloyd Sanders
Edwards (TX) Long Sangmeister
Engel Lowey (NY) Sarpalius
English Luken Savage
Erdreich Manton Sawyer
Espy Markey Scheuer
Evans Martinez Schroeder
Fascell Matsui Schumer
Fazio Mavroules Serrano
Feighan Mazzoli Sharp
Flake McCloskey Sikorski
Foglietta McCurdy Sisisky
Ford (MI) McDermott Skaggs
Ford (TN) McHugh Skelton
Frank (MA) McMillen (MD) Slattery
Frost McNulty Slaughter
Gaydos Mfume Smith (FL)
Gejdenson Miller (CA) Solarz
Gephardt Mineta Spratt
Geren Mink Staggers
Gibbons Moakley Stallings
Glickman Montgomery Stark
Gonzalez Moody Stenholm
Gordon Moran Stokes
Guarini Mrazek Studds
Hall (OH) Murphy Swett
Hall (TX) Murtha Swift
Hamilton Nagle Synar
Harris Natcher Tallon
Hatcher Neal (MA) Tanner
Hayes (IL) Neal (NC) Tauzin
Hayes (LA) Nowak Taylor (MS)
Hefner Oberstar Thomas (GA)
Hertel Obey Thornton
Hoagland Olin Torres
Hochbrueckner Oliver Torricelli
Horn Ortiz Towns
Hoyer Orton Traficant
Hubbard Owens (NY) Traxler
Huckaby Owens (UT) Unsoeld
Hughes Pallone Valentine
Hutto Panetta Vento
Jacobs Parker Visclosky
Jefferson Pastor Volkmer
Jenkins Patterson Washington
Johnson (SD) Payne (NJ) Waters
Johnston Payne (VA) Waxman
Jones (GA) Pease Weiss
Jones (NC) Pelosi Wheat
Jontz Penny Williams
Kanjorski Perkins Wilson
Kaptur Peterson (FL) Wise
Kennedy Peterson (MN) Wolpe
Kennelly Pickett Wyden
Kildee Pickle Yatron
Klecza Poshard

NOT VOTING—21

- Barnard Laughlin Russo
Costello Levine (CA) Smith (IA)
Dannemeyer Martin Weber
Dingell Mollohan Whitten
Dornan (CA) Morrison Yates
Dwyer Oakar Young (AK)
Dymally Rostenkowski Zeliff

So the amendment in the nature of a substitute was not agreed to.

The question being put, viva voce,

Will the House agree to said resolution?

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

Mr. WALKER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative .....

Yeas ..... 269
Nays ..... 81
Answered present 64

¶43.22 [Roll No. 84] YEAS—269

- Abercrombie Hall (OH) Pastor
Ackerman Hall (TX) Patterson
Alexander Hamilton Payne (NJ)
Anderson Harris Payne (VA)
Andrews (ME) Hatcher Pease
Andrews (NJ) Hayes (IL) Pelosi
Andrews (TX) Hayes (LA) Penny
Annunzio Hefner Peterson (FL)
Anthony Hoagland Peterson (MN)
Aspin Hochbrueckner Petri
Atkins Horn Pickett
AuCoin Hoyer Pickle
Bacchus Hubbard Poshard
Beilenson Huckaby Price
Bennett Hutto Quillen
Berman Jacobs Rahall
Bevill Jefferson Ramstadt
Bilbray Jenkins Rangel
Blackwell Johnson (SD) Ray
Bonior Johnston Reed
Borski Jones (GA) Regula
Boucher Jones (NC) Richardson
Boxer Jontz Rinaldo
Brewster Kanjorski Ritter
Brooks Kaptur Roe
Browder Kennedy Roemer
Bruce Kennelly Rogers
Bryant Kildee Rose
Bustamante Kleczka Rostenkowski
Byron Kolter Rowland
Campbell (CO) Kopetski Roybal
Cardin Kostmayer Sabo
Carper LaFalce Sanders
Carr Lancaster Sangmeister
Chapman Lantos Sarpaluis
Clay LaRocco Savage
Clement Lehman (CA) Sawyer
Coleman (TX) Lehman (FL) Scheuer
Collins (IL) Levin (MI) Schroeder
Collins (MI) Lewis (GA) Schumer
Condit Lipinski Serrano
Conyers Lloyd Sharp
Cooper Long Shays
Cox (IL) Lowey (NY) Sikorski
Coyne Luken Sisisky
Cramer Machtley Skaggs
Darden Manton Skelton
de la Garza Markey Slattery
DeFazio Martinez Slaughter
DeLauro Matsui Smith (FL)
Dellums Mavroules Solarz
Derrick Mazzoli Spratt
Dicks McCloskey Staggers
Dixon McCurdy Stallings
Donnelly McDermott Stark
Dooley McGrath Stenholm
Dorgan (ND) McHugh Stokes
Downey McMillen (MD) Studds
Duncan McNulty Sundquist
Durbin Mfume Swift
Early Miller (CA) Synar
Eckart Miller (WA) Tallon
Edwards (CA) Mineta Tanner
Edwards (TX) Mink Tauzin
Emerson Moakley Taylor (MS)
Engel Mollohan Thomas (GA)
English Montgomery Thornton
Erdreich Moody Torres
Espy Moran Torricelli
Evans Morella Towns
Fascell Mrazek Traficant
Fazio Murphy Traxler
Feighan Murtha Unsoeld
Flake Nagle Valentine
Foglietta Natcher Vento
Foley Neal (MA) Visclosky
Ford (MI) Neal (NC) Volkmer
Ford (TN) Nowak Washington
Frank (MA) Oakar Waters
Frost Oberstar Waxman
Gaydos Obey Weiss
Gejdenson Olin Wheat
Gephardt Olver Williams
Geren Ortiz Wilson
Gibbons Orton Wise
Gilman Owens (NY) Wolpe
Glickman Owens (UT) Wyden
Gonzalez Pallone Yatron
Gordon Panetta
Guarini Parker

NAYS—81

- Allard Gradison Packard
Applegate Grandy Paxon
Archer Hammerschmidt Perkins
Army Hancock Porter
Baker Hastert Ravenel
Bentley Hefley Rhodes
Boehlert Henger Ridge
Brown Hobson Roberts
Bunning Hopkins Roth
Callahan Horton Roukema
Camp Houghton Saxton
Clinger Hyde Schaefer
Coleman (MO) Inhofe Schiff
Combest Ireland Sensenbrenner
Crane James Shuster
Cunningham Kasich Skeen
Davis Lagomarsino Smith (NJ)
Dickinson Lent Smith (OR)
Dreier McCandless Snowe
Edwards (OK) McEwen Stearns
Ewing Meyers Stump
Franks (CT) Miller (OH) Thomas (WY)
Gallegly Molinari Vucanovich
Gallo Moorhead Walsh
Gekas Myers Weldon
Gilchrist Nichols Young (FL)
Goss Oxley Zimmer

ANSWERED "PRESENT"—64

- Allen Gingrich McDade
Ballenger Goodling McMillan (NC)
Barrett Green Nussle
Barton Gunderson Pursell
Bateman Hansen Riggs
Bereuter Henry Rohrabacher
Bilirakis Holloway Ros-Lehtinen
Bilely Hunter Santorum
Boehner Johnson (CT) Schulze
Broomfield Johnson (TX) Shaw
Burton Klug Smith (TX)
Campbell (CA) Kolbe Solomon
Chandler Kyl Spence
Coble Leach Taylor (NC)
Coughlin Lewis (CA) Thomas (CA)
Cox (CA) Lewis (FL) Upton
DeLay Lightfoot Vander Jagt
Doolittle Livingston Walker
Fawell Lowery (VA) Wolf
Fields Marlenee Wylie
Fish McCollum
Gillmor McCrery

NOT VOTING—21

- Barnard Hertel Russo
Costello Hughes Smith (IA)
Danmeyer Laughlin Weber
Dingell Levine (CA) Whitten
Dornan (CA) Martin Yates
Dwyer Michel Young (AK)
Dymally Morrison Zeliff

So the resolution was agreed to.

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

¶43.23 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. McCathran, one of his secretaries.

¶43.24 MESSAGE FROM THE PRESIDENT

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

¶43.25 PROVIDING FOR THE CONSIDERATION OF H.R. 4364

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 102-497) the resolution (H. Res. 432) providing for the consideration of the bill (H.R. 4364) to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, research and program man-

agement, and Inspector General, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶43.26 PRIVILEGES OF THE HOUSE

Mr. WALKER rose to a question of the privileges of the House and submitted the following resolution (H. Res. 434):

Whereas, the Department of Justice is conducting a criminal investigation into the activities of the Office of the House Postmaster; and

Whereas, the investigation of criminal conduct includes allegations of the sale of narcotics, the embezzlement of public funds, and obstruction of justice by employees and officers of the House; and

Whereas, allegations have been made publicly that officers of the House or employees may have engaged in obstructing justice by delaying or impeding an investigation by the Capitol police into alleged improprieties in the Office of the Postmaster; and

Whereas, public allegations have been made concerning conduct of the counsel to the Clerk of the House and the investigation by the Capitol police; and

Whereas, the Code of Conduct requires " \* \* \* employee \* \* \* shall conduct himself at all times in a matter which shall reflect creditably on the House of Representatives"; and

Whereas, the allegations of illegal activities and of obstruction of justice impugn the integrity of the House; and

Whereas, the counsel to the Clerk of the House or any employee or officer of the House should refrain from potential conflicts of interest; and

Whereas, the Clerk of the House is authorized to receive judicial writs, warrants and subpoenas and thereby be involved with the specifics of any legal proceedings including the investigation by the Department of Justice: Now, therefore, be it

Resolved, That the House of Representatives directs the Clerk of the House to recuse his counsel from receiving, reviewing or drafting of any, and all, writs, warrants, subpoenas, and documents requested from or issued by the Department of Justice surrounding the legal proceedings on the criminal investigations of the Office of the Postmaster. The Clerk of House is further directed to instruct his counsel to refrain from participating in discussions with other employees or officers of the House with any matters with respect to the Department of Justice criminal investigation into the Office of the Postmaster.

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 announced that the yeas had it.

Mr. WALKER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... Yeas ..... 239 Nays ..... 170

¶43.27 [Roll No. 85] YEAS—239

- Abercrombie Alexander Andrews (ME)
Ackerman Anderson Andrews (NJ)