

NEW MEXICO		
Richardson	Schiff	Skeen
NEW YORK		
Ackerman	Lazio	Quinn
Boehlert	Lowey	Rangel
Engel	Maloney	Schumer
Flake	Manton	Serrano
Forbes	McCarthy	Slaughter
Gilman	McHugh	Solomon
Hinches	McNulty	Towns
Houghton	Molinari	Velazquez
Kelly	Nadler	Walsh
King	Owens	
LaFalce	Paxon	
NORTH CAROLINA		
Ballenger	Etheridge	Myrick
Burr	Hefner	Price
Clayton	Jones	Taylor
Coble	McIntyre	Watt
NORTH DAKOTA		
Pomeroy		
OHIO		
Boehner	Kasich	Regula
Brown	Kucinich	Sawyer
Chabot	LaTourette	Stokes
Gilmor	Ney	Strickland
Hall	Oxley	Traficant
Hobson	Portman	
Kaptur	Pryce	
OKLAHOMA		
Coburn	Largent	Watkins
Istook	Lucas	Watts
OREGON		
Blumenauer	Furse	Smith
DeFazio	Hooley	
PENNSYLVANIA		
Borski	Gekas	McDade
Coyne	Goodling	McHale
Doyle	Greenwood	Murtha
English	Holden	Peterson
Fattah	Kanjorski	Pitts
Foglietta	Klink	Shuster
Fox	Mascara	Weldon
RHODE ISLAND		
Kennedy	Weygand	
SOUTH CAROLINA		
Clyburn	Inglis	Spence
Graham	Sanford	Spratt
SOUTH DAKOTA		
Thune		
TENNESSEE		
Bryant	Ford	Jenkins
Clement	Gordon	Tanner
Duncan	Hilleary	Wamp
TEXAS		
Archer	Frost	Paul
Armey	Gonzalez	Reyes
Barton	Granger	Sandlin
Bentsen	Green	Sessions
Bonilla	Hall	Smith
Brady	Hinojosa	Stenholm
Combest	Jackson-Lee	Tejeda
DeLay	Johnson	Thornberry
Doggett	Lampson	Turner
Edwards	Ortiz	
UTAH		
Cannon	Cook	Hansen
VERMONT		
Sanders		
VIRGINIA		
Bateman	Goode	Scott
Bliley	Goodlatte	Sisisky
Boucher	Moran	Wolf
Davis	Pickett	
WASHINGTON		
Dicks	McDermott	Smith, Adam
Dunn	Metcalf	Smith, Linda
Hastings	Nethercutt	White
WEST VIRGINIA		
Mollohan	Rahall	Wise

WISCONSIN		
Barrett	Klecza	Obey
Johnson	Klug	Petri
Kind	Neumann	Sensenbrenner
WYOMING		
Cubin		

The roll having been completed, the Clerk announced 432 Members had been recorded, a quorum.

¶1.3 CREDENTIALS OF DELEGATES-ELECT AND RESIDENT COMMISSIONER-ELECT

The Clerk made the following statement: "The Chair will state that the credentials regular in form have been received showing the election of the Honorable Carlos Romero Barcelo as Resident Commissioner of Puerto Rico for the term of 4 years beginning January 3, 1997; the election of the Honorable Eleanor Holmes Norton as Delegate from the District of Columbia; the election of the Honorable Robert A. Underwood as Delegate from Guam; the election of the Honorable Donna Christian-Green as Delegate from the Virgin Islands; and the election of the Honorable Eni F. H. Faleomavaega as Delegate from American Samoa."

¶1.4 ELECTION OF THE SPEAKER

Mr. BOEHNER nominated Mr. NEWT GINGRICH, a Member-elect from the 6th District of the State of Georgia.

¶1.5 PRIVILEGES OF THE HOUSE

Mr. FAZIO rose to a question of the privileges of the House, submitted a resolution and said:

"Madam Clerk, I rise to a question of the highest constitutional privilege. I offer a resolution which calls for the postponement of the election of the Speaker of the House until the Committee on Standards of Official Conduct completes its work on the matters concerning Representative NEWT GINGRICH of Georgia. The resolution requires the House to proceed immediately to the election of an interim Speaker who will preside over the House until that time.

"I ask for the immediate consideration of the resolution."

The Clerk ruled that the election of a Speaker took precedence over the consideration of said resolution, and said:

"Section 30 of the Revised Statutes of the United States, which is codified in section 25 of title 2, United States Code, reads in part as follows:

'At the first session of Congress after every general election of Representatives, the oath of office shall be administered by any Member of the House of Representatives to the Speaker; and by the Speaker to all Members and Delegates present, and to the Clerk, previous to entering on any other business.'

"This has been the law since June 1, 1789.

"The precedent recorded in Hinds' Precedents of the House at volume 1, section 212, recites that, 'at the organization of the House the motion to proceed to the election of a Speaker is of the highest privilege.' On that occa-

sion, the Clerk stated that 'the duty of the House to organize itself is a duty devolved upon it by law, and any matter looking to the performance of that duty takes precedence in all parliamentary bodies of all minor questions.'

"The Clerk cites both the statute and the precedent as controlling her decision, consistent with the modern practice of the House, to recognize nominations for Speaker."

Mr. FAZIO appealed the ruling of the Chair.

The question being put, viva voce, Shall the decision of the Clerk stand as the judgment of the House?

Mr. BOEHNER moved to lay the appeal on the table.

The question being put, viva voce, Will the House lay on the table the appeal of the ruling of the Chair?

The Clerk announced that the yeas had it.

Mr. FAZIO 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 { Yeas 222 affirmative } Nays 210

¶1.6 [Roll No. 2] YEAS—222

Aderholt	Doolittle	Kasich
Archer	Dreier	Kelly
Armey	Duncan	Kim
Bachus	Dunn	King (NY)
Baker	Ehlers	Kingston
Ballenger	Ehrlich	Klug
Barr	Emerson	Knollenberg
Barrett (NE)	English	Kolbe
Bartlett	Ensign	LaHood
Barton	Everett	Largent
Bass	Ewing	Latham
Bateman	Fawell	LaTourette
Bereuter	Foley	Lazio
Bilbray	Fowler	Leach
Bilirakis	Fox	Lewis (CA)
Bliley	Franks (NJ)	Lewis (KY)
Blunt	Frelinghuysen	Linder
Boehlert	Gallegly	Livingston
Boehner	Ganske	LoBiondo
Bonilla	Gekas	Lucas
Bono	Gibbons	Manzullo
Brady	Gilchrest	McCollum
Bryant	Gillmor	McCrery
Bunning	Gilman	McDade
Burr	Gingrich	McHugh
Burton	Goodlatte	McInnis
Buyer	Goodling	McIntosh
Callahan	Goss	McKeon
Calvert	Graham	Metcalf
Camp	Granger	Mica
Campbell	Greenwood	Miller (FL)
Canady	Gutknecht	Molinari
Cannon	Hansen	Moran (KS)
Castle	Hastert	Myrick
Chabot	Hastings (WA)	Nethercutt
Chambliss	Hayworth	Neumann
Chenoweth	Hefley	Ney
Christensen	Herger	Northup
Coble	Hill	Norwood
Coburn	Hilleary	Nussle
Collins	Hobson	Oxley
Combest	Hoekstra	Packard
Cook	Horn	Pappas
Cooksey	Hostettler	Parker
Cox	Houghton	Paul
Crane	Hulshof	Paxon
Crapo	Hunter	Pease
Cubin	Hutchinson	Peterson (PA)
Cunningham	Hyde	Petri
Davis (VA)	Inglis	Pickering
Deal	Istook	Pitts
DeLay	Jenkins	Pombo
Diaz-Balart	Johnson (CT)	Porter
Dickey	Jones	Portman