

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

Pryce (OH)  
 Quinn  
 Radanovich  
 Ramstad  
 Regula  
 Riggs  
 Riley  
 Rogan  
 Rogers  
 Rohrabacher  
 Ros-Lehtinen  
 Roukema  
 Royce  
 Ryun  
 Salmon  
 Saxton  
 Scarborough  
 Schaefer, Dan  
 Schaffer, Bob  
 Schiff

Sensenbrenner  
 Sessions  
 Shadegg  
 Shaw  
 Shays  
 Shimkus  
 Shuster  
 Skeen  
 Smith (MI)  
 Smith (NJ)  
 Smith (OR)  
 Smith (TX)  
 Snowbarger  
 Solomon  
 Souder  
 Spence  
 Stearns  
 Stump  
 Sununu  
 Talent

Tauzin  
 Taylor (NC)  
 Thomas  
 Thornberry  
 Thune  
 Tiahrt  
 Upton  
 Walsh  
 Wamp  
 Watkins  
 Watts (OK)  
 Weldon (FL)  
 Weldon (PA)  
 Weller  
 White  
 Whitfield  
 Wicker  
 Wolf  
 Young (AK)  
 Young (FL)

NAYS—210

Abercrombie  
 Ackerman  
 Allen  
 Andrews  
 Baesler  
 Baldacci  
 Barcia  
 Barrett (WI)  
 Becerra  
 Bentsen  
 Berman  
 Berry  
 Bishop  
 Blagojevich  
 Blumenauer  
 Bonior  
 Borski  
 Boswell  
 Boucher  
 Boyd  
 Brown (CA)  
 Brown (FL)  
 Brown (OH)  
 Capps  
 Cardin  
 Clay  
 Clayton  
 Clement  
 Clyburn  
 Condit  
 Conyers  
 Costello  
 Coyne  
 Cramer  
 Cummings  
 Danner  
 Davis (FL)  
 Davis (IL)  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dellums  
 Deutsch  
 Dicks  
 Dingell  
 Dixon  
 Doggett  
 Dooley  
 Doyle  
 Edwards  
 Engel  
 Eshoo  
 Etheridge  
 Evans  
 Farr  
 Fattah  
 Fazio  
 Filner  
 Flake  
 Foglietta  
 Forbes  
 Ford  
 Frank (MA)  
 Frost  
 Furse  
 Gejdenson  
 Gephardt  
 Gonzalez  
 Goode  
 Gordon

Green  
 Gutierrez  
 Hall (OH)  
 Hall (TX)  
 Hamilton  
 Harman  
 Hastings (FL)  
 Hefner  
 Hilliard  
 Hinchey  
 Hinojosa  
 Holden  
 Hooley  
 Hoyer  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 John  
 Johnson (WI)  
 Johnson, E. B.  
 Kanjorski  
 Kaptur  
 Kennedy (MA)  
 Kennedy (RI)  
 Kennelly  
 Kildee  
 Kilpatrick  
 Kind (WI)  
 Kleczka  
 Klink  
 Kucinich  
 LaFalce  
 Lampson  
 Levin  
 Lewis (GA)  
 Lipinski  
 Lofgren  
 Lowey  
 Luther  
 Maloney (CT)  
 Maloney (NY)  
 Manton  
 Markey  
 Martinez  
 Mascara  
 Matsui  
 McCarthy (MO)  
 McCarthy (NY)  
 McDermott  
 McGovern  
 McHale  
 McIntyre  
 McKinney  
 McNulty  
 Meehan  
 Meek  
 Menendez  
 Millender  
 McDonald  
 Miller (CA)  
 Minge  
 Mink  
 Moakley  
 Mollohan  
 Moran (VA)  
 Morella  
 Murtha  
 Nadler  
 Neal

Oberstar  
 Obey  
 Olver  
 Ortiz  
 Owens  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Pelosi  
 Peterson (MN)  
 Pickett  
 Pomeroy  
 Poshard  
 Price (NC)  
 Rahall  
 Rangel  
 Reyes  
 Richardson  
 Rivers  
 Roemer  
 Rothman  
 Roybal-Allard  
 Rush  
 Sabo  
 Sanchez  
 Sanders  
 Sandlin  
 Sanford  
 Sawyer  
 Schumer  
 Scott  
 Serrano  
 Sherman  
 Skaggs  
 Skelton  
 Slaughter  
 Smith, Adam  
 Smith, Linda  
 Snyder  
 Spratt  
 Stabenow  
 Stark  
 Stenholm  
 Stokes  
 Strickland  
 Stupak  
 Tanner  
 Tauscher  
 Taylor (MS)  
 Thompson  
 Thurman  
 Tierney  
 Torres  
 Towns  
 Traficant  
 Turner  
 Velazquez  
 Vento  
 Visclosky  
 Waters  
 Watt (NC)  
 Waxman  
 Wexler  
 Weygand  
 Wise  
 Woolsey  
 Wynn  
 Yates

So the motion to lay the appeal 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.

Mr. FAZIO nominated Mr. RICHARD A. GEPHARDT, a Member-elect from the 3d District of the State of Missouri.

The Clerk then appointed Messrs. THOMAS and GEJDENSON and Mmes. ROUKEMA and KENNELLY tellers to canvass the vote on the election of the Speaker.

Whereupon, the House proceeded to vote for a Speaker.

¶1.7 [Roll No. 3] GINGRICH—216

Aderholt  
 Archer  
 Army  
 Bachus  
 Baker  
 Ballenger  
 Barr  
 Barrett (NE)  
 Bartlett  
 Barton  
 Bass  
 Bateman  
 Bereuter  
 Bilbray  
 Bilirakis  
 Bliley  
 Blunt  
 Boehlert  
 Boehner  
 Bonilla  
 Bono  
 Brady  
 Bryant  
 Bunning  
 Burr  
 Burton  
 Hunter  
 Buyer  
 Callahan  
 Calvert  
 Camp  
 Canady  
 Cannon  
 Castle  
 Chabot  
 Chambliss  
 Kelly  
 Kim  
 Christensen  
 Coble  
 Coburn  
 Collins  
 Combust  
 Cook  
 Cooksey  
 Cox  
 Crane  
 Crapo  
 Cubin  
 Cunningham  
 Davis (VA)  
 Deal  
 DeLay  
 Diaz-Balart  
 Dickey  
 Doolittle  
 Dreier  
 Duncan  
 Dunn  
 Ehlers  
 Ehrlich  
 Emerson  
 English  
 Turner  
 Ensign  
 Everrett  
 Ewing  
 Fawell  
 Foley  
 Fowler  
 Fox  
 Franks (NJ)  
 Frelinghuysen  
 Gallegly  
 Ganske

Gekas  
 Gibbons  
 Gilchrest  
 Gillmor  
 Gilman  
 Goodlatte  
 Goodling  
 Goss  
 Graham  
 Granger  
 Greenwood  
 Gutknecht  
 Hansen  
 Hastert  
 Hastings (WA)  
 Hayworth  
 Hefley  
 Herger  
 Hill  
 Hilleary  
 Hobson  
 Hoekstra  
 Horn  
 Houghton  
 Hulshof  
 Hunter  
 Hutchinson  
 Hyde  
 Inglis  
 Istook  
 Jenkins  
 Johnson (CT)  
 Jones  
 Kasich  
 Kelly  
 Kim  
 King (NY)  
 Kingston  
 Knollenberg  
 Kolbe  
 LaHood  
 Largent  
 Latham  
 LaTourrette  
 Lazio  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 Livingston  
 LoBiondo  
 Lucas  
 Manzullo  
 McCollum  
 McCrery  
 McDade  
 McHugh  
 McInnis  
 McIntosh  
 McKeon  
 Metcalf  
 Mica  
 Miller (FL)  
 Molinari  
 Moran (KS)  
 Myrick  
 Nethercutt  
 Ney  
 Northup  
 Norwood  
 Nussle  
 Oxley  
 Packard

Pappas  
 Parker  
 Paul  
 Paxon  
 Pease  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Pombo  
 Porter  
 Portman  
 Pryce (OH)  
 Quinn  
 Radanovich  
 Ramstad  
 Regula  
 Riggs  
 Riley  
 Rogan  
 Rogers  
 Rohrabacher  
 Ros-Lehtinen  
 Roukema  
 Royce  
 Ryun  
 Salmon  
 Sanford  
 Saxton  
 Scarborough  
 Schaefer, Dan  
 Schaffer, Bob  
 Schiff  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shaw  
 Shays  
 Shimkus  
 Shuster  
 Skeen  
 Smith (MI)  
 Smith (NJ)  
 Smith (OR)  
 Smith (TX)  
 Snowbarger  
 Solomon  
 Souder  
 Spence  
 Stearns  
 Stump  
 Sununu  
 Talent  
 Tauzin  
 Taylor (NC)  
 Thomas  
 Thornberry  
 Thune  
 Tiahrt  
 Upton  
 Walsh  
 Wamp  
 Watkins  
 Watts (OK)  
 Weldon (FL)  
 Weldon (PA)  
 Weller  
 White  
 Whitfield  
 Wicker  
 Young (AK)  
 Young (FL)

GEPHARDT—205

Abercrombie  
 Ackerman  
 Allen  
 Andrews  
 Baesler  
 Baldacci  
 Barcia

Barrett (WI)  
 Becerra  
 Bentsen  
 Berman  
 Berry  
 Bishop  
 Blagojevich

Blumenauer  
 Bonior  
 Borski  
 Boswell  
 Boucher  
 Boyd  
 Brown (CA)

Brown (FL)  
 Brown (OH)  
 Capps  
 Cardin  
 Clay  
 Clayton  
 Clement  
 Clyburn  
 Condit  
 Conyers  
 Costello  
 Coyne  
 Cramer  
 Cummings  
 Danner  
 Davis (FL)  
 Davis (IL)  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dellums  
 Deutsch  
 Dicks  
 Dingell  
 Dixon  
 Doggett  
 Dooley  
 Doyle  
 Edwards  
 Engel  
 Eshoo  
 Etheridge  
 Evans  
 Farr  
 Fattah  
 Fazio  
 Filner  
 Flake  
 Foglietta  
 Ford  
 Frank (MA)  
 Frost  
 Furse  
 Gejdenson  
 Gonzalez  
 Goode  
 Gordon  
 Green  
 Gutierrez  
 Hall (OH)  
 Hall (TX)  
 Hamilton  
 Harman  
 Hastings (FL)  
 Hefner  
 Hilliard  
 Hinchey  
 Hinojosa  
 Holden  
 Hooley  
 Hoyer

Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 John  
 Johnson (WI)  
 Johnson, E. B.  
 Kanjorski  
 Kaptur  
 Kennedy (MA)  
 Kennedy (RI)  
 Kennelly  
 Kildee  
 Kilpatrick  
 Kind (WI)  
 Kleczka  
 Klink  
 Kucinich  
 LaFalce  
 Lampson  
 Lantos  
 Levin  
 Lewis (CA)  
 Lipinski  
 Lofgren  
 Lowey  
 Luther  
 Maloney (CT)  
 Maloney (NY)  
 Manton  
 Markey  
 Martinez  
 Mascara  
 Matsui  
 McCarthy (MO)  
 McCarthy (NY)  
 McDermott  
 McGovern  
 McHale  
 McIntyre  
 McKinney  
 McNulty  
 Meehan  
 Meek  
 Menendez  
 Millender  
 McDonald  
 Miller (CA)  
 Minge  
 Mink  
 Moakley  
 Mollohan  
 Moran (VA)  
 Murtha  
 Nadler  
 Neal  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Owens  
 Pallone

Pascrell  
 Pastor  
 Payne  
 Pelosi  
 Peterson (MN)  
 Pickett  
 Pomeroy  
 Poshard  
 Price (NC)  
 Rahall  
 Rangel  
 Reyes  
 Richardson  
 Rivers  
 Roemer  
 Rothman  
 Roybal-Allard  
 Rush  
 Sabo  
 Sanchez  
 Sanders  
 Sandlin  
 Sawyer  
 Schumer  
 Scott  
 Serrano  
 Sherman  
 Siskisky  
 Skaggs  
 Skelton  
 Slaughter  
 Smith, Adam  
 Snyder  
 Spratt  
 Stabenow  
 Stark  
 Stenholm  
 Stokes  
 Strickland  
 Stupak  
 Tanner  
 Tauscher  
 Taylor (MS)  
 Thompson  
 Thurman  
 Tierney  
 Torres  
 Towns  
 Traficant  
 Turner  
 Velazquez  
 Vento  
 Visclosky  
 Waters  
 Watt (NC)  
 Waxman  
 Wexler  
 Weygand  
 Wise  
 Woolsey  
 Wynn  
 Yates

LEACH—2

Campbell  
 Forbes

MICHEL—1

Leach

WALKER—1

Smith, Linda

PRESENT—6

Gephardt  
 Hostettler

Klug  
 Morella

Neumann  
 Wolf

NOT VOTING—1

Gingrich

¶1.8 The roll having been completed, the Clerk announced that the tellers had reached an agreement that the total number of votes cast were 425 of which number Mr. NEWT GINGRICH received 216; Mr. RICHARD A. GEPHARDT received 205; Mr. JIM LEACH a Member-elect from the 1st District of Iowa received 2; Mr. ROBERT H. MICHEL received 1; and 6 were recorded as voting present. Mr. NEWT GINGRICH, of Georgia, having received 216 votes, being the largest number cast for any Member-elect and a majority of the whole number of votes cast, was declared by the Clerk to have been duly elected