

full disclosure consistent with principles of openness in governmental operations, all records or documents (including legal memoranda, briefs, and motions) relating to any claims of executive privilege asserted by the President should be immediately made publicly available.

When said resolution was considered. After debate,

Pursuant to House Resolution 436, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

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

Mr. DELAY 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.

| | | | | | | | |
|---|---|------------|-----|------------|-----|------------------|---|
| It was decided in the affirmative | <table border="0"> <tr> <td>Yeas</td> <td>259</td> </tr> <tr> <td>Nays</td> <td>157</td> </tr> <tr> <td>Answered present</td> <td>6</td> </tr> </table> | Yeas | 259 | Nays | 157 | Answered present | 6 |
| | | Yeas | 259 | | | | |
| | | Nays | 157 | | | | |
| Answered present | 6 | | | | | | |

49.10 [Roll No. 176] YEAS—259

| | | |
|--------------|---------------|---------------|
| Abercrombie | Dickey | Jenkins |
| Aderholt | Doolittle | John |
| Archer | Dreier | Johnson (CT) |
| Armey | Duncan | Johnson, Sam |
| Bachus | Dunn | Jones |
| Baesler | Ehlers | Kasich |
| Baker | Ehrlich | Kelly |
| Ballenger | Emerson | Kildee |
| Barcia | English | Kim |
| Barr | Ensign | King (NY) |
| Barrett (NE) | Etheridge | Kingston |
| Bartlett | Evans | Klug |
| Barton | Everett | Knollenberg |
| Bass | Ewing | Kolbe |
| Bereuter | Fawell | LaHood |
| Berry | Foley | Largent |
| Bilbray | Forbes | Latham |
| Bilirakis | Fossella | LaTourette |
| Bilely | Fowler | Lazio |
| Blunt | Fox | Leach |
| Boehlert | Franks (NJ) | Lewis (CA) |
| Boehner | Frelinghuysen | Lewis (KY) |
| Bonilla | Gallegly | Linder |
| Bono | Ganske | Lipinski |
| Boswell | Gekas | Livingston |
| Brady (TX) | Gibbons | LoBiondo |
| Bryant | Gilchrest | Lucas |
| Bunning | Gillmor | Maloney (CT) |
| Burr | Gilman | Manzullo |
| Burton | Goode | McCarthy (NY) |
| Buyer | Goodlatte | McCollum |
| Callahan | Goodling | McCrary |
| Calvert | Goss | McDade |
| Camp | Graham | McHale |
| Campbell | Granger | McHugh |
| Canady | Green | McInnis |
| Cannon | Greenwood | McIntosh |
| Castle | Gutknecht | McIntyre |
| Chabot | Hall (TX) | McKeon |
| Chambliss | Hamilton | McKinney |
| Chenoweth | Hansen | Metcalf |
| Christensen | Hastert | Mica |
| Coble | Hastings (WA) | Miller (FL) |
| Coburn | Hayworth | Mink |
| Collins | Hefley | Moran (KS) |
| Combest | Herger | Morella |
| Condit | Hill | Myrick |
| Cook | Hilleary | Nethercutt |
| Cooksey | Hobson | Neumann |
| Cox | Hoekstra | Ney |
| Cramer | Holden | Northup |
| Crane | Horn | Norwood |
| Cubin | Hostettler | Nussle |
| Cunningham | Hulshof | Oxley |
| Danner | Hunter | Packard |
| Davis (VA) | Hutchinson | Pappas |
| Deal | Hyde | Parker |
| DeLay | Inglis | Pascarell |
| Diaz-Balart | Istook | Paul |

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

NAYS—157

| | | |
|-------------|---------------|---------------|
| Ackerman | Gordon | Neal |
| Allen | Hall (OH) | Oberstar |
| Andrews | Hastings (FL) | Olver |
| Baldacci | Hefner | Ortiz |
| Becerra | Hilliard | Owens |
| Bentsen | Hinchey | Pallone |
| Bishop | Hinojosa | Pastor |
| Blagojevich | Hooley | Payne |
| Blumenauer | Houghton | Pelosi |
| Bonior | Hoyer | Pickett |
| Borski | Jackson (IL) | Pomeroy |
| Boucher | Jackson-Lee | Poshard |
| Boyd | (TX) | Rahall |
| Brady (PA) | Jefferson | Rangel |
| Brown (CA) | Johnson, E.B. | Reyes |
| Brown (FL) | Kanjorski | Rodriguez |
| Brown (OH) | Kennedy (MA) | Rothman |
| Capps | Kennedy (RI) | Roybal-Allard |
| Cardin | Kennelly | Rush |
| Carson | Kilpatrick | Sabo |
| Clay | Klecza | Sanchez |
| Clayton | Klink | Sanders |
| Clement | Kucinich | Sandlin |
| Clyburn | LaFalce | Sawyer |
| Conyers | Lampson | Scott |
| Costello | Lantos | Serrano |
| Coyne | Lee | Skaggs |
| Cummings | Levin | Skelton |
| Davis (FL) | Lewis (GA) | Slaughter |
| Davis (IL) | Lofgren | Smith, Adam |
| DeFazio | Lowey | Snyder |
| DeGette | Luther | Spratt |
| Delahunt | Maloney (NY) | Stark |
| DeLauro | Manton | Stokes |
| Deutsch | Markey | Stupak |
| Dicks | Martinez | Tanner |
| Dingell | Mascara | Tauscher |
| Dixon | Matsui | Thompson |
| Doggett | McCarthy (MO) | Thurman |
| Dooley | McGovern | Tierney |
| Doyle | McNulty | Towns |
| Edwards | Meehan | Velazquez |
| Engel | Meeke (FL) | Vento |
| Eshoo | Menendez | Visclosky |
| Fattah | Millender | Waters |
| Fazio | McDonald | Watt (NC) |
| Filner | Miller (CA) | Waxman |
| Ford | Minge | Wexler |
| Frank (MA) | Moakley | Weygand |
| Frost | Mollohan | Wise |
| Furse | Moran (VA) | Woolsey |
| Gejdenson | Murtha | Wynn |
| Gephardt | Nadler | Yates |

ANSWERED "PRESENT"—6

| | | |
|--------------|--------------|--------|
| Barrett (WI) | Johnson (WI) | Obey |
| Berman | Kind (WI) | Rivers |

NOT VOTING—11

| | | |
|----------|-----------|------------|
| Bateman | Gutierrez | Meeks (NY) |
| Crapo | Harman | Schumer |
| Farr | Kaptur | Torres |
| Gonzalez | McDermott | |

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.

49.11 PRESIDENTIAL COOPERATION IN INVESTIGATION

Mr. ARMEY, pursuant to House Resolution 436, called up the following resolution (H. Res. 433):

Whereas approximately 90 witnesses in the campaign finance investigation have either asserted a fifth amendment privilege or fled the country to avoid testifying in congressional investigations;

Whereas prominent among those who have asserted the fifth amendment privilege or fled the country to avoid testifying are former political appointees and friends of the President of the United States, such as former Associate Attorney General Webster Hubbell; former Department of Commerce political appointee John Huang; former Presidential trade commission appointee Charlie Trie; former senior Presidential aide Mark Middleton; longtime Presidential friends James and Mochtar Riady, as well as family, friends, and associates of some of these individuals;

Whereas when the Director of the Federal Bureau of Investigation Louis Freeh testified before the House Government Reform and Oversight Committee on December 9, 1997, he had the following exchange with the Chairman of the Committee:

Mr. Burton: Mr. Freeh, over 65 (at that time) people have invoked the Fifth Amendment or fled the country in the course of the committee's investigation. Have you ever experienced so many unavailable witnesses in any matter in which you have prosecuted or in which you have been involved?

Mr. Freeh: Actually, I have.

Mr. Burton: You have. Give me a run-down on that real quickly.

Mr. Freeh: I spent about 16 years doing organized crime cases in New York City, and many people were frequently unavailable.

Whereas never in the recent history of congressional investigations has Congress been faced with so many witnesses who have asserted fifth amendment privileges or fled the country to avoid testifying in a congressional investigation; and

Whereas the unavailability of witnesses has severely limited the public's right to know about campaign finance violations which occurred over the past several years and related matters: Now, therefore, be it

Resolved, That—

(1) the House of Representatives urges the President of the United States to immediately call upon his friends, former associates and appointees, and the associates of those individuals, who have asserted fifth amendment privileges or fled the country to avoid testifying in congressional investigations, to come forward and testify fully and truthfully before the relevant committees of Congress; and

(2) that the President of the United States should use all legal means at his disposal to compel people who have left the country to return and cooperate with the investigation.

When said resolution was considered. After debate,

Pursuant to House Resolution 436, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

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

Mr. SOLOMON 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.

It was decided in the affirmative { Yeas 342
Nays 69
Answered present 12

¶49.12 [Roll No. 177]
YEAS—342

- Abercrombie
- Aderholt
- Allen
- Archer
- Armye
- Bachus
- Baessler
- Baker
- Baldacci
- Ballenger
- Barcia
- Barr
- Barrett (NE)
- Barrett (WI)
- Bartlett
- Barton
- Bass
- Bentsen
- Bereuter
- Berry
- Bilbray
- Bilirakis
- Blagojevich
- Bliley
- Blumenauer
- Blunt
- Boehlert
- Boehner
- Bonilla
- Bono
- Borski
- Boswell
- Boucher
- Boyd
- Brady (TX)
- Bryant
- Bunning
- Burr
- Burton
- Buyer
- Callahan
- Calvert
- Camp
- Campbell
- Canady
- Cannon
- Capps
- Cardin
- Castle
- Chabot
- Chambliss
- Chenoweth
- Christensen
- Clement
- Coble
- Coburn
- Collins
- Combest
- Condit
- Cook
- Cooksey
- Costello
- Cox
- Coyne
- Cramer
- Crane
- Crapo
- Cubin
- Cunningham
- Danner
- Davis (FL)
- Davis (IL)
- Davis (VA)
- Deal
- DeLauro
- DeLay
- Diaz-Balart
- Dickey
- Dingell
- Dixon
- Doggett
- Dooley
- Doolittle
- Doyle
- Dreier
- Duncan
- Dunn
- Edwards
- Ehlers
- Ehrlich
- Emerson
- English
- Ensign
- Eshoo
- Etheridge
- Evans
- Everett
- Ewing
- Farr
- Fawell
- Foley
- Forbes
- Ford
- Fossella
- Fowler
- Fox
- Frelinghuysen
- Frost
- Gallegly
- Ganske
- Gejdenson
- Gekas
- Gephardt
- Gibbons
- Gilchrest
- Gillmor
- Gilman
- Goode
- Goodlatte
- Goodling
- Gordon
- Goss
- Graham
- Granger
- Green
- Greenwood
- Gutierrez
- Gutknecht
- Hall (OH)
- Hall (TX)
- Hamilton
- Hansen
- Hastert
- Hastings (WA)
- Hayworth
- Hefley
- Hefner
- Henger
- Hill
- Hilleary
- Hinojosa
- Hobson
- Hoekstra
- Holden
- Hooley
- Horn
- Hostettler
- Houghton
- Hoyer
- Hulshof
- Hunter
- Hutchinson
- Hyde
- Inglis
- Istook
- Jenkins
- John
- Johnson (CT)
- Johnson (WI)
- Jones
- Kanjorski
- Kaptur
- Kasich
- Kelly
- Kennedy (RI)
- Kennelly
- Kildee
- Kilpatrick
- Kim
- King (NY)
- Kingston
- Klecza
- Klink
- Klug
- Knollenberg
- Kolbe
- Kucinich
- LaFalce
- LaHood
- Lampson
- Lantos
- Largent
- Latham
- LaTourette
- Lazio
- Leach
- Lewis (CA)
- Lewis (KY)
- Linder
- Lipinski
- Livingston
- LoBiondo
- Lofgren
- Lowe
- Lucas
- Luther
- Maloney (CT)
- Manton
- Manzullo
- Mascara
- McCarthy (MO)
- McCarthy (NY)
- McCollum
- McCrery
- McHale
- McHugh
- McInnis
- McIntosh
- McIntyre
- McKeon
- McNulty
- Meehan
- Menendez
- Metcalf
- Mica
- Miller (FL)
- Minge
- Mink
- Moakley
- Mollohan
- Moran (KS)
- Morella
- Myrick
- Neal
- Nethercutt
- Neumann
- Ney
- Northup
- Norwood
- Nussle
- Obey
- Ortiz
- Oxley
- Packard
- Pallone
- Pappas
- Pascrell
- Paul
- Paxon
- Pease
- Peterson (MN)
- Peterson (PA)
- Petri
- Pickering
- Pitts
- Pombo
- Pomeroy
- Porter
- Portman
- Poshard
- Price (NC)
- Pryce (OH)
- Quinn
- Radanovich
- Rahall
- Ramstad
- Redmond
- Regula
- Reyes
- Riggs
- Riley
- Rivers
- Roemer
- Rogan

- Rogers
- Rohrabacher
- Ros-Lehtinen
- Rothman
- Roukema
- Royce
- Ryun
- Sabo
- Salmon
- Sanders
- Sandlin
- Sanford
- Sawyer
- Saxton
- Scarborough
- Schaefer, Dan
- Schaffer, Bob
- Schumer
- Sensenbrenner
- Sessions
- Shadegg
- Shaw
- Shays
- Sherman
- Shimkus
- Shuster
- Sisisky
- Skeen
- Skelton
- Smith (MI)
- Smith (NJ)
- Smith (OR)
- Smith (TX)
- Smith, Adam
- Smith, Linda
- Snowbarger
- Snyder
- Solomon
- Souder
- Spence
- Spratt
- Stabenow
- Stearns
- Stenholm
- Strickland
- Stump
- Stupak
- Sununu
- Talent
- Tanner
- Tauzin
- Taylor (MS)
- Taylor (NC)
- Thomas
- Thornberry
- Thune
- Thurman
- Tiahrt
- Tierney
- Trafficant
- Turner
- Upton
- Walsh
- Wamp
- Watkins
- Watts (OK)
- Waxman
- Weldon (FL)
- Weldon (PA)
- Weller
- Weygand
- White
- Whitfield
- Wicker
- Wise
- Wolf
- Young (AK)
- Young (FL)

NAYS—69

- Ackerman
- Andrews
- Becerra
- Bonior
- Brady (PA)
- Brown (CA)
- Brown (FL)
- Brown (OH)
- Carson
- Clay
- Clyburn
- McCollum
- Conyers
- Cummings
- DeGette
- Delahunt
- Deutsch
- Dicks
- Engel
- Fattah
- Fazio
- Filner
- Furse
- Hastings (FL)
- Hilliard
- Hinchey
- Jackson (IL)
- Jackson-Lee (TX)
- Jefferson
- Johnson, E. B.
- Kennedy (MA)
- Lee
- Levin
- Lewis (GA)
- Markey
- Marinez
- Matsui
- McDermott
- McKinney
- Meek (FL)
- Millender-McDonald
- Miller (CA)
- Moran (VA)
- Murtha
- Nadler
- Oberstar
- Olver
- Owens
- Pastor
- Payne
- Pickett
- Rangel
- Rodriguez
- Roybal-Allard
- Rush
- Scott
- Serrano
- Skaggs
- Slaughter
- Stark
- Stokes
- Thompson
- Towns
- Velazquez
- Vento
- Visclosky
- Waters
- Wexler
- Wynn
- Yates

ANSWERED "PRESENT"—12

- Berman
- Bishop
- Clayton
- DeFazio
- Frank (MA)
- Kind (WI)
- Maloney (NY)
- McGovern
- Sanchez
- Tauscher
- Watt (NC)
- Woolsey

NOT VOTING—10

- Bateman
- Franks (NJ)
- Gonzalez
- Harman
- Johnson, Sam
- McDade
- Meeks (NY)
- Parker
- Pelosi
- Torres

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.

¶49.13 MESSAGE FROM THE PRESIDENT—
MIA COOPERATION—POLAND-HUNGRY-
CZECH REPUBLIC

The SPEAKER pro tempore, Mr. LATOURETTE, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

In accordance with the resolution of advice and consent to the ratification of the Protocols to the North Atlantic Treaty of 1949 on the Accession of Poland, Hungary, and the Czech Republic, adopted by the Senate of the United States on April 30, 1998, I hereby certify to the Congress that, in connection with Condition (5), each of the governments of Poland, Hungary, and the Czech Republic are fully cooperating with United States efforts to obtain the fullest possible accounting of captured and missing U.S. personnel from

past military conflicts or Cold War incidents, to include (A) facilitating full access to relevant archival material, and (B) identifying individuals who may possess knowledge relative to captured and missing U.S. personnel, and encouraging such individuals to speak with United States Government officials.

WILLIAM J. CLINTON.

THE WHITE HOUSE, May 21, 1998.

By unanimous consent, the message was referred to the Committee on International Relations and ordered to be printed (H. Doc. 105-256).

¶49.14 ORDER OF BUSINESS—AMENDMENT
DURING CONSIDERATION OF H.R. 3616

On motion of Mr. THOMAS, by unanimous consent,

Ordered, That, during further consideration of the bill (H.R. 3616) to authorize appropriations for fiscal year 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 1999, and for other purposes, pursuant to House Resolution 441, the amendment by Mr. THOMAS presently at the desk be deemed to have been included as the last amendment printed in part D of House Report 105-544.

¶49.15 DOD AUTHORIZATION

The SPEAKER pro tempore, Mr. LATOURETTE, pursuant to House Resolution 441 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3616) to authorize appropriations for fiscal year 1999 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 1999, and for other purposes.

Mr. PEASE, Acting Chairman, assumed the chair; and after some time spent therein,

The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Mr. MICA, assumed the Chair.

¶49.16 FURTHER MESSAGE FROM THE
SENATE

A further message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate passed a concurrent resolution of the following title, in which concurrence of the House is requested:

S. Con. Res. 98. Concurrent resolution providing for a conditional adjournment or recess of the Senate and the House of Representatives.

The Committee resumed its sitting; and after some further time spent therein,

¶49.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. THORNBERRY:

At the end of title VII (page 197, after line 5), add the following new section: