

"The Chair sustains the point of order raised by the gentleman from Georgia [Mr. LINDER], and the gentleman from New Jersey [Mr. PALLONE] must suspend any reference to that matter, since the resolution is not under consideration in the House at this time."

¶110.6 POINT OF ORDER

Mr. VOLKMER during one minute speeches addressed the House and, during the course of his remarks,

Mr. LINDER made a point of order and said:

"Mr. Speaker, the gentleman has been here long enough to know the rules of the House. He shows it on the floor of the House all the time. He is abusing the rules of the House by referring to matters before the Committee on Standards of Official Conduct."

The SPEAKER pro tempore, Mr. INGLIS, sustained the point of order, and said:

"The Chair sustains the point of order, and would permit the gentleman from Missouri [Mr. VOLKMER] to proceed in order."

¶110.7 POINT OF ORDER

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

Mr. LINDER made a point of order and said:

"The gentleman is continuing to refer to matters before the Committee on Standards of Official Conduct."

The SPEAKER pro tempore, Mr. INGLIS, sustained the point of order, and said:

"The Chair would sustain the point of order of the gentleman from Georgia [Mr. LINDER] and would remind Members that it is inappropriate to refer to the Members of the Committee on Standards of Official Conduct and their work."

¶110.8 NOTICE REQUIREMENT—
CONSIDERATION OF RESOLUTION—
QUESTION OF PRIVILEGES

Mr. LINDER, pursuant to clause 2(a)(1) of rule IX, announced his intention to call up the following resolution, as a question of the privileges of the House:

Whereas, a complaint filed against Rep. Gephardt alleges House Rules have been violated by Rep. Gephardt's concealment of profits gained through a complex series of real estate tax exchanges and;

Whereas, the complaint also alleges possible violations of banking disclosure and campaign finance laws or regulations and;

Whereas, the Committee on Standards of Official Conduct has in complex matters involving complaints hired outside counsel with expertise in tax laws and regulations and;

Whereas, the Committee on Standards of Office Conduct is responsible for determining whether Rep. Gephardt's financial transactions violated standards of conduct or specific rules of House of Representatives and;

Whereas, the complaint against Rep. Gephardt has been languishing before the committee for more than seven months and the integrity of the ethics process and the manner in which Members are disciplined is called into question; now, be it

Resolved, That the Committee on Standards of Official Conduct is authorized and directed to hire a special counsel to assist in the investigation of this matter.

Resolved, That all relevant materials presented to, or developed by, the committee to date on the complaint be submitted to a special counsel, for review and recommendation to determine whether the committee should proceed to a preliminary inquiry.

The SPEAKER pro tempore, Mr. INGLIS, responded to the foregoing notice, and said:

"Under rule IX, a resolution offered from the floor by a Member other than the majority leader or the minority leader as a question of the privileges of the House has immediate precedence only at a time or place designated by the Chair in the legislative schedule within two legislative days. The Chair will announce that designation at a later time.

"A determination as to whether the resolution constitutes a question of privilege will be made at that later time."

¶110.9 ADMINISTRATIVE DISPUTE
RESOLUTION

On motion of Mr. HYDE, by direction of the Committee on the Judiciary and pursuant to clause 1 of rule XX, the bill (H.R. 2977) to reauthorize alternative means of dispute resolution in the Federal administrative process, and for other purposes; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. HYDE, it was,

Resolved, That the House disagree to the amendments of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Thereupon, the SPEAKER pro tempore, Mr. INGLIS, by unanimous consent, appointed of Messrs. HYDE, GEKAS, FLANAGAN, CONYERS, and REED as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate thereof.

¶110.10 UNFINISHED BUSINESS—
APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. INGLIS, pursuant to clause 5, rule I, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, September 18, 1996.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

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

Mr. CANADY 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 339
Nays 58
Answered present 1

¶110.11 [Roll No. 420]
YEAS—339

Ackerman	Ehrlich	Lucas
Allard	Engel	Luther
Andrews	Eshoo	Maloney
Archer	Evans	Manton
Armey	Ewing	Manzullo
Bachus	Farr	Martinez
Baesler	Fattah	Martini
Baker (CA)	Fawell	Mascara
Baker (LA)	Foglietta	Matsui
Baldacci	Foley	McCarthy
Ballenger	Forbes	McCollum
Barcia	Ford	McCrery
Barr	Fowler	McDade
Barrett (NE)	Frank (MA)	McHale
Barrett (WI)	Franks (CT)	McHugh
Bartlett	Franks (NJ)	McInnis
Barton	Frelinghuysen	McIntosh
Bass	Frisa	McKeon
Bateman	Frost	McKinney
Becerra	Gallegly	Meehan
Bereuter	Gejdenson	Meek
Berman	Gekas	Metcalf
Bevill	Geren	Meyers
Bilbray	Gilchrest	Mica
Bilirakis	Gilman	Millender-
Bishop	Gonzalez	McDonald
Bliley	Goodlatte	Miller (FL)
Blumenauer	Goodling	Minge
Blute	Gordon	Mink
Boehlert	Goss	Moakley
Boehner	Graham	Molinari
Bonilla	Greene (UT)	Mollohan
Boucher	Greenwood	Montgomery
Brewster	Gunderson	Moorhead
Browder	Gutierrez	Moran
Brown (FL)	Hall (OH)	Morella
Brown (OH)	Hall (TX)	Murtha
Brownback	Hamilton	Myers
Bryant (TN)	Hancock	Myrick
Bryant (TX)	Hansen	Nadler
Bunning	Hastert	Neal
Burr	Hastings (WA)	Nethercutt
Burton	Hayworth	Neumann
Buyer	Hefner	Ney
Callahan	Herger	Norwood
Calvert	Hobson	Nussle
Camp	Hoekstra	Oberstar
Campbell	Hoke	Obey
Canady	Holden	Olver
Cardin	Horn	Ortiz
Castle	Hostettler	Orton
Chabot	Houghton	Owens
Chambliss	Hoyer	Oxley
Chenoweth	Hunter	Packard
Christensen	Hyde	Pallone
Chrysler	Inglis	Parker
Clement	Istook	Pastor
Clinger	Jackson (IL)	Paxon
Coble	Jackson-Lee	Payne (NJ)
Coburn	(TX)	Payne (VA)
Coleman	Jefferson	Pelosi
Collins (GA)	Johnson (CT)	Peterson (MN)
Combest	Johnson (SD)	Petri
Condit	Johnson, Sam	Pomeroy
Costello	Kanjorski	Porter
Cox	Kaptur	Portman
Coyne	Kelly	Pryce
Cramer	Kennedy (MA)	Quillen
Crapo	Kennedy (RI)	Quinn
Creameans	Kennelly	Radanovich
Cubin	Kildee	Rahall
Cummings	Kim	Rangel
Cunningham	King	Reed
Danner	Kingston	Regula
Davis	Kleczka	Riggs
Deal	Klink	Rivers
DeLauro	Klug	Roberts
DeLay	Knollenberg	Roemer
Dellums	Kolbe	Rogers
Deutsch	LaHood	Rohrabacher
Diaz-Balart	Lantos	Ros-Lehtinen
Dixon	Largent	Rose
Doggett	Laughlin	Roth
Dooley	Lazio	Roukema
Doolittle	Leach	Roybal-Allard
Doyle	Lightfoot	Royce
Dreier	Lincoln	Salmon
Duncan	Linder	Sanders
Dunn	Livingston	Sanford
Durbin	LoBiondo	Sawyer
Edwards	Lofgren	Saxton
Ehlers	Lowey	Scarborough