

Sisisky Stupak Vento
 Skaggs Tanner Visclosky
 Skelton Tauscher Waters
 Smith (NJ) Taylor (MS) Watt (NC)
 Smith, Adam Thompson Waxman
 Snyder Thune Wexler
 Spratt Thurman Weygand
 Stabenow Tierney Wise
 Stark Torres Woolsey
 Stenholm Traficant Wynn
 Stokes Turner Yates
 Strickland Velazquez

NOT VOTING—14

Ackerman Holden Riley
 Coburn McNulty Schiff
 Cubin Menendez Slaughter
 Foglietta Payne Towns
 Gonzalez Porter

Pickett Schumer Tanner
 Pitts Sensenbrenner Taylor (NC)
 Portman Sessions Thomas
 Pryce (OH) Shadegg Thornberry
 Ramstad Shaw Thune
 Rangel Shays Towns
 Redmond Shimkus Upton
 Regula Skaggs Watkins
 Roemer Skeen Watts (OK)
 Rogan Smith (TX) Weldon (FL)
 Roukema Snowbarger Weller
 Ryun Stenholm Wexler
 Salmon Stump White
 Sanchez Sununu Wick
 Sanford Talent Wynn

Foglietta Payne Slaughter
 Gonzalez Porter Wise
 McNulty Riley
 Menendez Schiff

So, less than two-thirds of the Members present having voted in favor thereof, the rules were not suspended and said bill was not passed.

125.43 H.R. 1493—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MCCOLLUM, pursuant to clause 5, rule I, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1493) to require the Attorney General to establish a program in local prisons to identify, prior to arraignment, criminal aliens and aliens who are unlawfully present in the United States, and for other purposes; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the	{ Yeas	410
affirmative	{ Nays	2

So the bill was not passed. A motion to reconsider the vote whereby said bill was not passed was, by unanimous consent, laid on the table.

125.41 H.R. 2644—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MCCOLLUM, pursuant to clause 5, rule I, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2644) to provide to beneficiary countries under the Caribbean Basin Economic Recovery Act benefits equivalent to those provided under the North American Free Trade Agreement.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the	{ Yeas	182
negative	{ Nays	234

125.42 [Roll No. 570] YEAS—182

Archer Dunn Kennelly
 Armey Ehlers Kim
 Bachus Ehrlich King (NY)
 Baker Emerson Klug
 Ballenger English Knollenberg
 Barrett (NE) Eshoo Kolbe
 Barton Ewing LaHood
 Bass Fattah Largent
 Bateman Fazio Latham
 Bentsen Flake LaTourette
 Bereuter Foley Lazio
 Berman Fowler Leach
 Berry Frelinghuysen Lewis (CA)
 Bilbray Ganske Linder
 Bliley Gilchrest Livingston
 Blumenauer Gillmor Lowey
 Blunt Gilman Luther
 Bonilla Goodlatte Manzullo
 Brady Goss Matsui
 Bryant Granger McCarthy (MO)
 Burr Greenwood McCollum
 Buyer Hall (OH) McCreery
 Callahan Hamilton McDermott
 Calvert Hastert McIntosh
 Camp Hastings (WA) McKeon
 Campbell Hayworth McKinney
 Cannon Herger Meehan
 Castle Hill Miller (FL)
 Chabot Hobson Minge
 Christensen Hoekstra Moran (KS)
 Clement Horn Moran (VA)
 Coble Hostettler Morella
 Collins Houghton Nethercutt
 Combest Hoyer Ney
 Cox Hulshof Northup
 Crane Hyde Nussle
 Cummings Jackson-Lee Oxley
 Cunningham (TX) Packard
 Davis (FL) Jefferson Pappas
 Davis (VA) Johnson (CT) Pastor
 DeLay Johnson, E. B. Paxon
 Deutsch Johnson, Sam Pease
 Dicks Jones Pelosi
 Dixon Kasich Peterson (MN)
 Dooley Kelly Petri
 Dreier Kennedy (MA) Pickering

Abercrombie Graham Pascrell
 Aderholt Green Paul
 Allen Gutierrez Peterson (PA)
 Andrews Gutknecht Pombo
 Baesler Hall (TX) Pomeroy
 Baldacci Hansen Poshard
 Barcia Harman Price (NC)
 Barr Hastings (FL) Quinn
 Barrett (WI) Hefley Radanovich
 Bartlett Hefner Rahall
 Becerra Hilleary Reyes
 Bilirakis Hilliard Riggs
 Bishop Hinchey Rivers
 Blagojevich Hinojosa Rodriguez
 Boehlert Holden Rogers
 Bonior Hooley Rohrabacher
 Bono Hunter Ros-Lehtinen
 Borski Hutchinson Rothman
 Boswell Inglis Roybal-Allard
 Boucher Istook Royce
 Boyd Jackson (IL) Rush
 Brown (CA) Jenkins Sabo
 Brown (FL) John Sanders
 Brown (OH) Johnson (WI) Sandlin
 Bunning Kanjorski Sawyer
 Burton Kennedy (RI) Saxton
 Canady Kildee Scarborough
 Cardin Kilpatrick Schaefer, Dan
 Carson Kind (WI) Schaffer, Bob
 Chambliss Kingston Scott
 Chenoweth Kleczka Serrano
 Clay Klink Sherman
 Clayton Kucinich Shuster
 Clyburn LaFalce Sisisky
 Condit Lamson Skelton
 Conyers Lantos Smith (MI)
 Cook Levin Smith (NJ)
 Costello Lewis (GA) Smith (OR)
 Cramer Coyne Lewis (KY) Smith, Adam
 Crapo Lipinski Smith, Linda
 Danner LoBiondo Snyder
 Davis (IL) Lofgren Solomon
 Deal Lucas Souder
 DeFazio Maloney (CT) Spence
 DeGette Maloney (NY) Spratt
 Delahunt Manton Stark
 DeLauro Markey Stearns
 Dellums Martinez Stokes
 Diaz-Balart Mascara Strickland
 Dickey McCarthy (NY) Stupak
 Dingell McDade Tauscher
 Doggett McGovern Tauzin
 Dolittle McHale Taylor (MS)
 Doyle McHugh Thompson
 Duncan McInnis Thurman
 Engel McIntyre Tiahrt
 Ensign Meek Tierney
 Etheridge Metcalf Torres
 Evans Mica Traficant
 Everrett Millender-Turner
 Farr McDonald Velazquez
 Filner Miller (CA) Vento
 Forbes Mink Visclosky
 Ford Moakley Walsh
 Fox Mollohan Wamp
 Frank (MA) Murtha Waters
 Franks (NJ) Myrick Watt (NC)
 Frost Nadler Waxman
 Furse Neal Weldon (PA)
 Gallegly Neumann Weygand
 Gejdenson Norwood Whitfield
 Gekas Oberstar Wolf
 Gephardt Obey Woolsey
 Gibbons Olver Yates
 Goode Ortiz Young (AK)
 Goodling Owens Young (FL)
 Gordon Pallone
 Parker

NOT VOTING—16

Ackerman Cooksey Edwards
 Coburn Cubin Fawell

125.44 [Roll No. 571] YEAS—410

Abercrombie Clay Forbes
 Aderholt Clayton Ford
 Allen Clement Fowler
 Andrews Clyburn Fox
 Archer Coble Frank (MA)
 Armey Collins Franks (NJ)
 Bachus Combust Frelinghuysen
 Baesler Condit Frost
 Baker Conyers Furse
 Baldacci Cook Gallegly
 Ballenger Cooksey Ganske
 Barcia Costello Gejdenson
 Barr Cox Gekas
 Barrett (NE) Coyne Gephardt
 Barrett (WI) Cramer Gibbons
 Bartlett Crane Gilchrest
 Barton Crapo Gillmor
 Bass Cummings Gilman
 Bateman Cunningham Goode
 Becerra Danner Goodlatte
 Bentsen Davis (FL) Gordon
 Bereuter Davis (IL) Goss
 Berman Davis (VA) Graham
 Berry Deal Granger
 Bilbray DeFazio Green
 Bilirakis DeGette Greenwood
 Bishop Delahunt Gutierrez
 Blagojevich DeLauro Hall (OH)
 Bliley DeLay Hall (TX)
 Blumenauer Dellums Hamilton
 Blunt Deutsch Hansen
 Boehlert Diaz-Balart Harman
 Boehner Dickey Hastert
 Bonilla Dicks
 Bono Dingell
 Borski Dixon Hastings (FL)
 Boswell Doggett Hastings (WA)
 Boucher Dooley Hayworth
 Boyd Doolittle Hefley
 Brady Doyle Hefner
 Brown (CA) Dreier Herger
 Brown (FL) Duncan Hill
 Brown (OH) Dunn Hilleary
 Bryant Edwards Hilliard
 Bunning Ehlers Hinchey
 Burr Ehrlich Hinojosa
 Burton Emerson Hobson
 Buyer Engel Hoekstra
 Callahan English Holden
 Calvert Ensing Hooley
 Camp Eshoo Horn
 Campbell Etheridge Hostettler
 Cannon Evans Houghton
 Cardin Everett Hoyer
 Carson Farr Hulshof
 Castle Fattah Hunter
 Chabot Fawell Hutchinson
 Chambliss Fazio Hyde
 Chenoweth Filner Inglis
 Christensen Foley Istook
 Jackson (IL)

Jackson-Lee (TX)	Miller (CA)	Shumer
Jefferson	Miller (FL)	Scott
Jenkins	Minge	Sensenbrenner
John	Mink	Serrano
Johnson (CT)	Moakley	Sessions
Johnson (WI)	Mollohan	Shadegg
Johnson, E.B.	Moran (KS)	Shaw
Johnson, Sam	Moran (VA)	Shays
Jones	Morella	Sherman
Kanjorski	Murtha	Shimkus
Kaptur	Myrick	Shuster
Kasich	Nadler	Sisisky
Kelly	Neal	Skaggs
Kennedy (MA)	Nethercutt	Skeean
Kennedy (RI)	Neumann	Skelton
Kennelly	Ney	Smith (MI)
Kildee	Northup	Smith (NJ)
Kilpatrick	Norwood	Smith (OR)
Kim	Nussle	Smith (TX)
Kind (WI)	Oberstar	Smith, Adam
King (NY)	Obey	Smith, Linda
Kingston	Olver	Snowbarger
Klecza	Ortiz	Snyder
Klink	Owens	Solomon
Klug	Oxley	Souder
Knollenberg	Packard	Spence
Kolbe	Pallone	Spratt
Kucinich	Pappas	Stabenow
LaFalce	Parker	Stark
LaHood	Pascrell	Stearns
Lampson	Pastor	Stenholm
Lantos	Paxon	Stokes
Largent	Pease	Strickland
Latham	Pelosi	Stump
LaTourette	Peterson (MN)	Stupak
Lazio	Peterson (PA)	Sununu
Leach	Petri	Talent
Levin	Pickering	Tanner
Lewis (CA)	Pitts	Tauscher
Lewis (GA)	Pombo	Tauzin
Lewis (KY)	Pomeroy	Taylor (MS)
Linder	Portman	Thomas
Lipinski	Poshard	Thompson
Livingston	Price (NC)	Thornberry
LoBiondo	Pryce (OH)	Thune
Lofgren	Quinn	Thurman
Lowey	Radanovich	Tiahrt
Lucas	Rahall	Tierney
Luther	Ramstad	Torres
Maloney (CT)	Rangel	Traficant
Maloney (NY)	Redmond	Turner
Manton	Regula	Upton
Manzullo	Reyes	Velazquez
Markey	Riggs	Vento
Martinez	Rivers	Visclosky
Mascara	Rodriguez	Walsh
Matsui	Roemer	Wamp
McCarthy (MO)	Rogan	Waters
McCarthy (NY)	Rogers	Watkins
McCollum	Rohrabacher	Watt (NC)
McCrery	Rothman	Watts (OK)
McDermott	Roukema	Waxman
McGovern	Royal-Allard	Weldon (FL)
McHale	Royce	Weldon (PA)
McHugh	Rush	Weller
McInnis	Ryun	Wexler
McIntosh	Sabo	Weygand
McIntyre	Salmon	White
McKeon	Sanchez	Whitfield
McKinney	Sanders	Wicker
Meehan	Sandlin	Wolf
Meek	Sanford	Woolsey
Metcalf	Sawyer	Wynn
Mica	Saxton	Yates
Millender-McDonald	Scarborough	Young (AK)
	Schaefer, Dan	Young (FL)
	Schaffer, Bob	

NAYS—2

Paul	Ros-Lehtinen
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NOT VOTING—20

Ackerman	Goodling	Riley
Bonior	McDade	Schiff
Coburn	McNulty	Slaughter
Cubin	Menendez	Taylor (NC)
Ewing	Payne	Towns
Foglietta	Pickett	Wise
Gonzalez	Porter	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered. That the Clerk request the concurrence of the Senate in said bill.

¶125.45 NOTICE—QUESTION OF PRIVILEGES OF THE HOUSE

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

Whereas, Loretta Sanchez was issued a certificate of election as the duly elected Member of Congress from the 46th District of California by the Secretary of State of California and was seated by the U.S. House of Representatives on January 7, 1997; and

Whereas A Notice of Contest of Election was filed with the Clerk of the House by Mr. Robert Dornan on December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California met on February 26, 1997 in Washington, D.C., on April 19, 1997 in Orange County, California and October 24, 1997 in Washington, D.C.; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit: charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large number of individuals voting from the same address. It was found that voting from the same address included a Marines barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and

Whereas the Committee on House Oversight, subpoenaed the records seized by the District Attorney of Orange County on February 13, 1997 and has received and reviewed all records pertaining to registration efforts of that group; and

Whereas the House Oversight Committee is now pursuing a duplicate and dilatory review of materials already in the Committees possession by the Secretary of State of California; and

Whereas the Task Force on the Contested Election in the 46th District of California and the Committee have been reviewing these materials and has all the information it needs regarding who voted in the 46th District and all the information it needs to make judgments concerning those votes; and

Whereas the Committee on House Oversight has after over nine months of review and investigation failed to present credible evidence to change the outcome of the election of Congresswoman Sanchez and is pursuing never ending and unsubstantiated areas of review; and

Whereas, Contestant Robert Dornan has not shown or provided credible evidence that the outcome of the election is other than Congresswoman Sanchez's election to the Congress; and

Whereas, U.S. taxpayers have spent over \$500,000 on this investigation—money that

could have been better spent providing 110 children with 1 year of Head Start;

Whereas, the Committee on House Oversight should complete its review of this matter and bring this contest to an end and now therefore be it:

Resolved. That unless the Committee on House Oversight has sooner reported a recommendation for its final disposition, the contest in the 46th District of California is dismissed upon the expiration of November 7, 1997.

The SPEAKER pro tempore, Mr. MCCOLLUM, 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 designated by the Chair within two legislative days of its being properly noticed.

"Pending that designation, the form of the resolution noticed by the gentleman from New York will appear in the Record at this point.

"The Chair is not at this time making a determination as to whether the resolution constitutes a question of privilege. That determination will be made at the time designated by the Chair for consideration of the resolution."

¶125.46 NOTICE—QUESTION OF PRIVILEGES OF THE HOUSE

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

Whereas, Loretta Sanchez was issued a certificate of election as the duly elected Member of Congress from the 46th District of California by the Secretary of State of California and was seated by the U.S. House of Representatives on January 7, 1997; and

Whereas A Notice of Contest of Election was filed with the Clerk of the House by Mr. Robert Dornan on December 26, 1996; and

Whereas the Task Force on the Contested Election in the 46th District of California met on February 26, 1997 in Washington, D.C., on April 19, 1997 in Orange County, California and October 24, 1997 in Washington, D.C.; and

Whereas the allegations made by Mr. Robert Dornan have been largely found to be without merit: charges of improper voting from a business, rather than a resident address; underage voting; double voting; and charges of unusually large number of individuals voting from the same address. It was found that voting from the same address included a Marine barracks and the domicile of nuns, that business addresses were legal residences for the individuals, including the zoo keeper of the Santa Ana zoo, that duplicate voting was by different individuals and those accused of underage voting were of age; and

Whereas the Committee on House Oversight has issued unprecedented subpoenas to the Immigration and Naturalization Service to compare their records with Orange County voter registration records, the first time in any election in the history of the United States that the INS has been asked by Congress to verify the citizenship of voters; and

Whereas the INS has complied with the Committee's request and, at the Committee's request, has been doing a manual check of its paper files and providing worksheets containing supplemental information on that manual check to the Committee on House Oversight for over five months; and