

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 California 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."

¶125.51 NOTICE—QUESTION OF PRIVILEGES OF THE HOUSE

Ms. EDDIE BERNICE JOHNSON of Texas, 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, the 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 Committee's 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, the U.S. taxpayers have spent more than \$500,000 on an investigation which has not provided any credible evidence to overturn this election.

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 Texas 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."

¶125.52 COSPONSOR—H.R. 2676

The SPEAKER pro tempore, Mr. MCCOLLUM, made the following announcement:

"The unanimous consent request earlier today by the gentleman from Georgia [Mr. LINDER] adding Mr. Traficant as an original co-sponsor of H.R. 2676 was not entertained by the Chair in that form under the precedent recorded on page 666 of the House Rules and Manual. Since that time, the Chair has been informed that H.R. 2676 has been reported by committee. Without objection, the proceedings surrounding that request are vacated, but the request from the gentleman from Georgia that the Record reflect the intent of the original sponsor, Mr. Archer, to list Mr. Traficant as an original co-sponsor will appear at this point in the Record."

¶125.53 CHARTER SCHOOLS AMENDMENTS

The SPEAKER pro tempore, Mr. MCCOLLUM, pursuant to House Resolution 288 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2616) to amend title VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools.

The SPEAKER pro tempore, Mr. MCCOLLUM, by unanimous consent, designated Mr. SNOWBARGER as Chairman of the Committee of the Whole; and after some time spent therein,

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

When Mr. SNOWBARGER, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶125.54 H.R. 2265—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HANSEN, pursuant to clause 5, rule I, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2265) to amend the provisions of titles 17 and 18, United States Code, to provide greater copyright protection by amending criminal copyright infringement provisions, and for other purposes; as amended.

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HANSEN, announced that two-thirds of those present had voted in the affirmative.

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.

¶125.55 H.J. RES. 91—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HANSEN, pursuant to clause 5, rule I, announced the further unfinished business to be the motion to suspend the rules and pass the joint resolution (H.J. Res. 91) granting the consent of Congress to the Apalachicola-Chat-tahoochee-Flint River Basin Compact; as amended.

The question being put, *viva voce*,

Will the House suspend the rules and pass said joint resolution, as amended?

The SPEAKER pro tempore, Mr. HANSEN, announced that two-thirds of those present had voted in the affirmative.

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

A motion to reconsider the vote whereby the rules were suspended and