

held on Monday, February 21, 1994, the following Members on the part of the House: Ms. BYRNE and Mr. BATEMAN.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶9.6 RECESS—10:55 A.M.

The SPEAKER pro tempore, Mr. WISE, pursuant to clause 12 of rule I, declared the House in recess at 10 o'clock and 55 minutes a.m., until 11 a.m.

¶9.7 AFTER RECESS—11 A.M.

The SPEAKER pro tempore, Mr. GEJDENSON, called the House to order.

¶9.8 INDEPENDENT COUNSEL REAUTHORIZATION

The SPEAKER pro tempore, Mr. GEJDENSON, pursuant to House Resolution 352 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. 811) to reauthorize the independent counsel law for an additional 5 years, and for other purposes.

Mr. TORRICELLI, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶9.9 RECORDED VOTE

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

Page 10, insert the following after line 20 and redesignate the succeeding section accordingly:

SEC. 6. GROUNDS FOR REMOVAL.

Section 596(a)(1) of title 28, United States Code, is amended by adding at the end the following: "Failure of the independent counsel to comply with the established policies of the Department of Justice as required by section 594(f) or to comply with section 594(j) may be grounds for removing that independent counsel from office for good cause under this subsection."

It was decided in the { Yeas 187 negative } Nays 227

¶9.10 [Roll No. 18] AYES—187

- Allard, Andrews (NJ), Archer, Arney, Bachus (AL), Baker (CA), Baker (LA), Ballenger, Barrett (NE), Bartlett, Barton, Bateman, Bentley, Bereuter, Bilbray, Bliley, Blute, Boehlert, Boehner, Bonilla, Bunning, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Clinger, Coble, Collins (GA), Combest, Cooper, Cox, Crane, Crapo, Cunningham, DeFazio, DeLay, Diaz-Balart, Dickey, Dooley, Doolittle, Dreier, Duncan, Dunn, Ehlert, Emerson, Everett, Fawell, Fields (TX), Fish, Fowler, Franks (CT), Franks (NJ), Frost, Gallegly, Gallo, Gekas, Gilchrest, Gillmor, Gilman, Gingrich, Goodlatte, Goodling, Goss, Grams, Grandy, Greenwood, Gunderson, Hancock, Hansen, Hayes, Hefley, Herger, Hobson, Hoekstra, Hoke, Horn, Houghton, Huffington, Hunter, Hutchinson, Hyde, ...

- Inglis, Inhofe, Istook, Johnson (CT), Johnson, Sam, Johnston, Kasich, Kim, King, Kingston, Klug, Knollenberg, Kolbe, Kyl, Lazio, Leach, Levy, Lewis (CA), Lewis (FL), Lightfoot, Linder, Livingston, Machtley, Manzullo, Margolies-Mezvinsky, McCandless, McCollum, McCrery, McCurdy, McDade, McHale, McHugh, McInnis, McKeon, ...

NOES—227

- Abercrombie, Ackerman, Andrews (ME), Applegate, Bacchus (FL), Baesler, Barca, Barcia, Barlow, Barrett (WI), Becerra, Beilenson, Berman, Bevill, Bishop, Bonior, Borski, Boucher, Brewster, Brooks, Browder, Brown (CA), Brown (FL), Brown (OH), Bryant, Byrne, Cantwell, Cardin, Carr, Clay, Clayton, Clement, Clyburn, Collins (IL), Collins (MI), Condit, Conyers, Coppersmith, Costello, Coyne, Cramer, Danner, Darden, DeLugo (VI), Deal, DeLauro, Dellums, Derrick, Deutsch, Dicks, Dingell, Dixon, Durbin, Edwards (CA), Edwards (TX), Engel, English, Eshoo, Evans, Faleomavaega (AS), Farr, Fazio, ...

- Skelton, Slaughter, Smith (IA), Spratt, Stark, Stenholm, Stokes, Strickland, Studds, Stupak, Swett, Synar, Tanner, Tejada, Thompson, Thornton, Thurman, Torres, Torricelli, Towns, Underwood (GU), Unsoeld, Valentine, Velazquez, Vento, Visclosky, Volkmer, ...

NOT VOTING—24

- Andrews (TX), Bilirakis, Blackwell, Chapman, Coleman, de la Garza, Dornan, Ewing, Ford (TN), Hastert, Hastings, Lancaster, Laughlin, Manton, Martinez, Neal (NC), Ridge, Roberts, Slattery, Smith (OR), Swift, Tucker, Vucanovich, Washington, ...

So the amendment was not agreed to. After some further time,

¶9.11 RECORDED VOTE

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

Substitute amendment submitted by Mr. BRYANT:

Page 10, strike lines 6 through 14 and insert the following:

"(2) MEMBERS OF CONGRESS.—Whenever the Attorney General determines that it would be in the public interest, the Attorney General may conduct a preliminary investigation in accordance with section 592 if the Attorney General has received information sufficient to constitute grounds to investigate whether a Member of Congress may have violated any Federal criminal law other than a violation classified as a Class B or C misdemeanor or an infraction."

Amendment submitted by Mr. GEKAS:

Page 9, strike line 18 and all that follows through line 14 on page 10 and insert the following:

SEC. 4. APPLICATION TO MEMBERS OF CONGRESS.

Section 591(b) of title 28, United States Code, is amended—

(1) by striking "and" at the end of paragraph (7);

(2) by striking the period at the end of paragraph (8) and inserting "; and"; and

(3) by adding at the end the following:

"(9) any Senator or Representative in, or Delegate or Resident Commissioner to, the Congress, or any person who has served as a Senator, a Representative, Delegate, or Resident Commissioner within the 2-year period before the receipt of the information under subsection (a) with respect to conduct that occurred while such person was a Senator, a Representative, Delegate, or Resident Commissioner."

It was decided in the { Yeas 230 affirmative } Nays 188

¶9.12 [Roll No. 19] AYES—230

- Abercrombie, Ackerman, Andrews (ME), Applegate, Baesler, Barca, Barcia, Barlow, Barrett (WI), Becerra, Beilenson, Berman, Bevill, Bilbray, Bishop, Blackwell, Bonior, Borski, Boucher, Brewster, Brooks, Browder, Brown (CA), Brown (FL), Brown (OH), Bryant, Byrne, Cantwell, Cardin, Carr, ...