

Capps	John	Pascarell
Cardin	Johnson (CT)	Pastor
Carson	Johnson (WI)	Payne
Clayton	Johnson, E. B.	Pelosi
Clement	Kanjorski	Peterson (MN)
Clyburn	Kelly	Pickett
Condit	Kennedy (MA)	Pomeroy
Conyers	Kennedy (RI)	Price (NC)
Costello	Kildee	Quinn
Coyne	Kilpatrick	Rahall
Cramer	Kind (WI)	Ramstad
Cummings	Kleczka	Rangel
Danner	Klink	Reyes
Davis (FL)	Kucinich	Rivers
Davis (IL)	LaFalce	Rodriguez
DeGette	Lampson	Roemer
Delahunt	Lantos	Rothman
DeLauro	Leach	Roybal-Allard
Deutscher	Lee	Rush
Dicks	Levin	Sabo
Dingell	Lewis (GA)	Sanders
Dixon	Lipinski	Sandlin
Doggett	Lofgren	Sawyer
Dooley	Lowey	Scott
Doyle	Luther	Serrano
Edwards	Maloney (CT)	Sherman
Engel	Maloney (NY)	Sisisky
Eshoo	Markey	Skaggs
Etheridge	Martinez	Skelton
Evans	Mascara	Slaughter
Farr	Matsui	Snyder
Fattah	McCarthy (MO)	Spratt
Fazio	McCarthy (NY)	Stabenow
Filner	McDermott	Stark
Ford	McGovern	Stenholm
Frank (MA)	McHale	Strickland
Frost	McKinney	Stupak
Furse	McNulty	Tanner
Gedjenson	Meehan	Tauscher
Gephardt	Meeks (NY)	Thompson
Gilman	Menendez	Thurman
Gordon	Millender	Tierney
Green	McDonald	Towns
Gutierrez	Minge	Traficant
Hall (OH)	Mink	Turner
Hamilton	Moakley	Velazquez
Harman	Mollohan	Vento
Hastings (FL)	Moran (VA)	Visclosky
Hefner	Morella	Waters
Hilliard	Murtha	Watt (NC)
Hinchey	Nadler	Waxman
Hinojosa	Neal	Wexler
Holden	Ney	Weygand
Hooley	Oberstar	Wise
Hoyer	Obey	Woolsey
Jackson (IL)	Olver	Wynn
Jackson-Lee	Ortiz	Yates
(TX)	Owens	Young (AK)
Jefferson	Pallone	

ANSWERED "PRESENT"—1

Paul

NOT VOTING—24

Blagojevich	Kaptur	Pease
Brown (CA)	Kennelly	Poshard
Burton	Manton	Pryce (OH)
Clay	McDade	Riggs
DeFazio	Meek (FL)	Sanchez
Fawell	Mica	Schumer
Gonzalez	Miller (CA)	Stokes
Goss	Parker	Torres

□ 1233

The Clerk announced the following pair:

On this vote:

Mr. Mica for, with Mrs. Kennelly of Connecticut against.

Mrs. KELLY changed her vote from "aye" to "no."

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. MICA. Mr. Speaker, I was unable to vote on September 18, 1998.

Had I been able to vote, I would have voted in the following manner.

On agreeing to the amendment of Mrs. MINK of Hawaii, Roll No. 450, I would have voted no.

On agreeing to the amendment of Mr. MARTINEZ of California, Roll No. 451, I would have voted no.

On approving the final passage of H.R. 3248, To Provide Dollars to the Classroom, Roll No. 452, I would have voted yes.

GENERAL LEAVE

Mr. GOODLING. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on H.R. 3248, the bill just passed.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

AUTHORIZING THE CLERK TO MAKE CORRECTIONS IN ENGROSSMENT OF H.R. 3248, DOLLARS TO THE CLASSROOM ACT

Mr. GOODLING. Mr. Speaker, I ask unanimous consent that in the engrossment of the bill, H.R. 3248, the Clerk be authorized to make technical corrections and conforming changes to the bill.

The SPEAKER. Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

LEGISLATIVE PROGRAM

(Mr. SOLOMON asked and was given permission to address the House for 1 minute.)

Mr. SOLOMON. Mr. Speaker, I am pleased to announce we have concluded legislative business for this week.

The House will meet next week at 10 a.m. on Tuesday, September 22, for a pro forma session. There will not be votes that day.

Wednesday, September 23, the House will meet at 2 p.m. for legislative business. However, we do not expect any recorded votes before 5 p.m. on Wednesday. Of course, this is because of the Jewish holidays. On Wednesday, September 23, we will consider a number of bills under suspension of the rules, a list of which will be distributed to Members' offices this afternoon.

On Thursday, September 15 and throughout the balance of the week, the House will consider the following legislation:

H.R. 4006, the Lethal Drug Abuse Prevention Act; H.R. 3736, the Workforce Improvement and Protection Act of 1998; H.R. 2621, the Reciprocal Trade Agreement Authorities Act, Fast Track; H.R. 4579, the Taxpayer Relief Act of 1998; and, finally, H.R. 4578, the Save Social Security Act.

Mr. Speaker, we also hope to consider conference reports on the Department of Defense authorization, a very important bill; the higher education bill, and

a number of appropriation conference reports.

Mr. Speaker, Members should be prepared to work late next week on all of these appropriation bills. As the majority leader alerted Members in a Dear Colleague just yesterday, it may also be necessary to work on Saturday, September 26 to complete work on those important appropriation bills as we are nearing the end of the Federal fiscal year.

Mr. BONIOR. Mr. Speaker, will the gentleman yield?

Mr. SOLOMON. I yield to the gentleman from Michigan, the minority whip.

Mr. BONIOR. Mr. Speaker, I have several questions of the gentleman from New York. What day are you anticipating the fast track legislation coming to the floor?

Mr. SOLOMON. The schedule needs to be worked out, but more than likely it will be Friday. It all depends on all of the conference reports that we are getting back. But I think you can pretty much count on Friday.

Mr. BONIOR. The House has already completed its work on the continuing resolution that really has addressed the failure of this body to deal with the whole question of getting our work done on time. Now that we have passed that CR this week, why are we meeting on Saturday? The gentleman alluded to appropriation bills. Is the gentleman from New York saying that, if we meet on Saturday, it will be on appropriation bills, or are we thinking of other pieces of legislation to work on Saturday?

Mr. SOLOMON. As the gentleman knows, there have been some distractions, and we really need to keep the Members here. We are getting near the end of the year. None of us want to be faced with this problem of a shutdown as we perhaps were in the past. Personally I would say we may not be here, but I think Members better be prepared to be here on Saturday in case we need to get the work done.

Mr. BONIOR. Let me ask the question in another way, then. There was a concern that the majority may try to bring up fast track or the Tax/Social Security issue on Saturday. Can I have an assurance from my friend from New York that that will not happen?

Mr. SOLOMON. I say to the minority leader who has been in the majority, he knows how the schedule goes, and there is that possibility. Again, I think we will probably be able to stick to the schedule as was outlined by the majority leader.

Mr. BONIOR. Just so I am clear here, the gentleman from New York is saying that if we do meet on Saturday, and that is only a possibility, we will be doing appropriations bills?

Mr. SOLOMON. And we may do other business, too. It is all in an effort to get the work done. We certainly do not want to be here any longer in an election year than we have to be. But I think the gentleman is probably going

to be pleased with how things work out.

Mr. BONIOR. I just want to point out once again, then I will stop, to my friend from New York, that the budget was supposed to have been done in April. Here we are pushing on October, and we still do not have a budget. The question of working on Saturday to finish the business of this House and of this country with respect to a budget obviously could make some sense, but if we are going to try to play games here and come in on Saturday to do a Tax/Social Security, raid on the Social Security trust fund, or if we are going to try to bring up fast track on a Saturday, I want the gentleman from New York and the leadership and you, Mr. Speaker, and others to understand that that is not going to be acceptable on this side of the aisle, and I suspect there are many Members on your side of the aisle. All we are looking for is assurances of fairness here. Given the fact that we have had difficulty with the question of fairness in the last two weeks, we regret that, we hope this will not continue but we regret it with respect to the question of the President in terms of how that has been dealt with. We hope, and I strongly want to emphasize, that these two issues need not be a part of the workday on Saturday if in fact we are in.

Mr. SOLOMON. With all due respect to the gentleman, we all have to have an effort of cooperation. I look back to the years of Ronald Reagan. We sat down and we worked on this budget. We worked on it when Democrats were in control of the House and Republicans were in control of the Senate; then when the Democrats had control of both houses. We worked together. That is what we should be doing now and getting this budget together. Let us just be frank about it. Saturday Members had better be prepared to be here. However, if there is no compelling reason to keep us here, we will not be.

ADJOURNMENT TO TUESDAY, SEPTEMBER 22, 1998

Mr. SOLOMON. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourns to meet at 10 a.m. on Tuesday, September 22, 1998.

The SPEAKER. Is there objection to the request of the gentleman from New York?

There was no objection.

HOUR OF MEETING ON WEDNESDAY, SEPTEMBER 23, 1998

Mr. SOLOMON. Mr. Speaker, I ask unanimous consent that when the House adjourns on Tuesday, September 22, 1998, it adjourn to meet at 2 p.m. on Wednesday, September 23, 1998.

The SPEAKER. Is there objection to the request of the gentleman from New York?

There was no objection.

DISPENSING WITH CALENDAR WEDNESDAY BUSINESS ON WEDNESDAY NEXT

Mr. SOLOMON. Mr. Speaker, I ask unanimous consent that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday next.

The SPEAKER. Is there objection to the request of the gentleman from New York?

There was no objection.

ANNOUNCEMENT OF INTENTION TO OFFER RESOLUTION RAISING QUESTION OF PRIVILEGES OF THE HOUSE

Mr. HASTINGS of Florida. Mr. Speaker, most respectfully I thank you for recognizing me and permitting me to act expeditiously in a matter that I wish to bring to the attention of the House.

Mr. Speaker, pursuant to rule IX, I hereby give notice of my intention to offer a resolution as a question of the privilege of the House.

The form of my resolution is as follows, and I shall try to be as expeditious as possible.

Impeaching Kenneth W. Starr, an independent counsel of the United States appointed pursuant to 28 United States Code section 593(b), of high crimes and misdemeanors.

Resolved that Kenneth W. Starr, an independent counsel of the United States of America, is impeached for high crimes and misdemeanors, and that the following articles of impeachment be exhibited to the Senate:

Articles of impeachment exhibited by the House of Representatives of the United States of America in the name of itself and of all the people of the United States of America, against Kenneth W. Starr, an independent counsel of the United States of America, in maintenance and support of its impeachment against him for high crimes and misdemeanors.

Article I. In his conduct of the office of independent counsel, Kenneth W. Starr has violated his oath and his statutory and constitutional duties as an officer of the United States and has acted in ways that were calculated to and that did usurp the sole power of impeachment that the Constitution of the United States vests exclusively in the House of Representatives and that were calculated to and did obstruct and impede the House of Representatives in the proper exercise of its sole power of impeachment. The acts by which Independent Counsel Starr violated his duties and attempted to and did usurp the sole power of impeachment and impede its proper exercise include.

On September 9, 1998, Independent Counsel Kenneth W. Starr transmitted two copies of a "Referral to the United States House of Representatives pursuant to Title 28, United States Code, section 595(c)." As part of that Referral, Mr. Starr submitted a 445-page re-

port (the "Starr Report") that included an extended narration and analysis of evidence presented to a grand jury and of other material and that specified the grounds upon which Mr. Starr had concluded that a duly elected President of the United States should be impeached by the House of Representatives. By submitting the Starr report, Mr. Starr usurped the sole power of impeachment and impeded the House in the proper exercise of that power in various ways, including the following.

□ 1230

PARLIAMENTARY INQUIRY

Mr. HASTINGS of Florida. Mr. Speaker, may I make a parliamentary inquiry?

The SPEAKER. The gentleman may state his parliamentary inquiry.

Mr. HASTINGS of Florida. Mr. Speaker, if I may, this is a lengthy document, and unless the rules require all of it to be read into the RECORD, this Member has no great need to read it all, if that is permitted, and, if I would be permitted under leave, I would place it on the RECORD.

The SPEAKER. The form of a question of privilege should be read into the RECORD so all Members are notified.

Mr. HASTINGS of Florida. (a) In preparing the Starr Report, Mr. Starr misused the powers granted and violated the duties assigned independent counsel under the provisions of Title 28 of the United States Code. Section 595(c) does not authorize or require independent counsel to submit a report narrating and analyzing the evidence and identifying the specific grounds on which independent counsel believes the House of Representatives should impeach the President of the United States. By submitting the Starr Report in the form he did, Mr. Starr misused his powers and preempted the proper exercise of the sole power of impeachment that the Constitution assigned to the House of Representatives. Mr. Starr thereby committed a high crime and misdemeanor against the Constitution and the people of the United States of America.

(b) In his preparation and submission of the Starr Report, Mr. Starr further misused his powers and violated his duties as independent counsel and arrogated onto himself and effectively preempted and undermined the proper exercise of power of impeachment that the Constitution allocated exclusively to the House of Representatives. Mr. Starr knew or should have known, and he acted to assure, that the House of Representatives would promptly release to the public any report that he transmitted to the House of Representatives under the authority of Section 595(c). With that knowledge, Mr. Starr prepared and transmitted a needlessly pornographic report calculated to inflame public opinion and to preclude the House of Representatives from following the procedures and observing the precedents it had established for the conduct of a bipartisan inquiry to