

103^D CONGRESS
2^D SESSION

S. RES. 281

To authorize testimony by an employee of the Senate and to authorize representation by the Senate Legal Counsel.

IN THE SENATE OF THE UNITED STATES

OCTOBER 7 (legislative day, SEPTEMBER 12), 1994

Mr. MITCHELL (for himself and Mr. DOLE) submitted the following resolution;
which was considered and agreed to

RESOLUTION

To authorize testimony by an employee of the Senate and to authorize representation by the Senate Legal Counsel.

Whereas the Permanent Subcommittee on Investigations of the Committee on Governmental Affairs has been conducting an investigation into the management and operations of the Blue Cross and Blue Shield insurance network;

Whereas a law enforcement entity has requested testimony from Alan Edelman, counsel to the Subcommittee, about the Subcommittee's investigation;

Whereas, by the privileges of the Senate of the United States and rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate can, by administrative or judicial process, be taken

from such control or possession but by permission of the Senate;

Whereas, when it appears that evidence under the control or in the possession of the Senate is needed for the promotion of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate; and

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a) and 288c(a)(2), the Senate may direct its counsel to represent employees of the Senate with respect to requests for testimony made to them in their official capacities: Now, therefore, be it

1 *Resolved*, That Alan Edelman, and any other sub-
 2 committee staff from whom testimony may be necessary,
 3 are authorized to provide testimony about the subcommit-
 4 tee's investigation into the management and operations of
 5 the Blue Cross and Blue Shield insurance network, sought
 6 in conjunction with law enforcement investigations or re-
 7 lated proceedings, except concerning matters for which a
 8 privilege should be asserted.

9 SEC. 2. The Senate Legal Counsel is authorized to
 10 represent employees of the Senate in connection with the
 11 testimony authorized by section 1 of this resolution.

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