

104TH CONGRESS  
2D SESSION

# H. RES. 520

To establish a Select Committee to Investigate CIA Involvement in Crack Cocaine Sales to Fund Contras.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 11, 1996

Ms. WATERS submitted the following resolution; which was referred to the Committee on Rules

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## RESOLUTION

To establish a Select Committee to Investigate CIA Involvement in Crack Cocaine Sales to Fund Contras.

1       *Resolved,*

2       (a) There is established in the House of Representa-  
3 tives a select committee to be known as the Select Com-  
4 mittee to Investigate CIA Involvement in Crack Cocaine  
5 Sales to Fund Contras (hereinafter referred to in this res-  
6 olution as the “select committee”).

7       (b) The select committee shall be composed of 15  
8 Members of the House to be appointed by the Speaker,  
9 one of whom he shall designate as chairman, and one of  
10 whom he shall designate as vice chairman. Any vacancy

1 occurring in the membership of the select committee shall  
2 be filled in the same manner in which the original appoint-  
3 ment was made.

4 (c) The select committee is authorized and directed  
5 to conduct a full and complete investigation and study,  
6 and to make such findings and recommendations to the  
7 House as the select committee deems appropriate, regard-  
8 ing the following matters:

9 (1) Existence of Central Intelligence Agency  
10 files on cocaine purchases and arms transfers to  
11 inner-city south central Los Angeles residents.

12 (2) Central Intelligence Agency employment of  
13 Danilo Blandon and Edwin Menenses as informants.

14 (3) Diversion or intended diversion of funds ap-  
15 propriated by Congress for assistance to Nicaraguan  
16 contras or the sale of crack cocaine for such pur-  
17 poses.

18 (4) Any other matters deemed appropriate or  
19 germane to either Central Intelligence Agency in-  
20 volvement in unauthorized or illegal drug sales or  
21 the use of informants to provide information on sale  
22 of crack cocaine to south central Los Angeles resi-  
23 dents.

24 (d) One-third of the members of the select committee  
25 shall constitute a quorum for the transaction of business

1 other than the reporting of a matter, which shall require  
2 a majority of the committee to be actually present, except  
3 that the select committee may designate a lesser number,  
4 but not less than two, as a quorum for the purpose of  
5 holding hearings to take testimony. When a quorum for  
6 any particular purpose is present, general proxies may be  
7 counted for that purpose. The select committee may sit  
8 while the House is reading a measure for amendment  
9 under the five-minute rule. The rules of the House shall  
10 govern the select committee where not inconsistent with  
11 this resolution. The select committee shall adopt addi-  
12 tional written rules, which shall be public, to govern its  
13 procedures, which shall not be inconsistent with this reso-  
14 lution or the rules of the House. Such rules may govern  
15 the conduct of the depositions, interviews, and hearings  
16 of the select committee, including the persons present.

17 (e) The select committee is authorized to sit and act  
18 during the present Congress at such times and places  
19 within the United States, including any Commonwealth or  
20 possession thereof, or in any other country, whether the  
21 House is in session, has recessed, or has adjourned; to  
22 require, by subpoena or otherwise, the attendance and tes-  
23 timony of such witnesses, the furnishing of information  
24 by interrogatory, and the production of such books,  
25 records, correspondence, memoranda, papers, documents,

1 calendars, recordings, data compilations from which infor-  
2 mation can be obtained, tangible objects, and other things  
3 and information of any kind as it deems necessary, includ-  
4 ing all intelligence materials however classified, White  
5 House materials, and materials pertaining to unvouchered  
6 expenditures or concerning communications interceptions  
7 or surveillance; and to obtain evidence in other appropriate  
8 countries with the cooperation of their governments. Un-  
9 less otherwise determined by the select committee the  
10 chairman, upon consultation with the ranking minority  
11 member, or the select committee, shall authorize and issue  
12 subpoenas. Subpoenas shall be issued under the seal of  
13 the House and attested by the Clerk, and may be served  
14 by any persons designated by the chairman or any mem-  
15 ber. Provisions may be included in the rules and process  
16 of the select committee to prevent the disclosure of com-  
17 mittee demands for information. The select committee  
18 may request investigations, reports, and other assistance  
19 from any agency of the executive, legislative, and judicial  
20 branches of the Federal Government.

21 (f) The chairman, or in his absence the vice chair-  
22 man, or in their absence a member designated by the  
23 chairman, shall preside at all meetings and hearings of  
24 the select committee. All meetings and hearings of the  
25 committee shall be conducted in open session, unless a ma-

1 jority of members of the select committee voting, there  
2 being in attendance the requisite number required for the  
3 purpose of hearings to take testimony, vote to close a  
4 meeting or hearing. Pursuant to rule XI(3)(f)(2), coverage  
5 of testimony of subpoenaed witnesses will be limited at  
6 their request, unless a majority of members of the select  
7 committee voting, there being in attendance the requisite  
8 number required for the conduct of business, vote other-  
9 wise.

10 (g) The chairman, upon consultation with the rank-  
11 ing minority member, may employ and fix the compensa-  
12 tion of such clerks, experts, consultants, technicians, at-  
13 torneys, investigators, and clerical and stenographic as-  
14 sistants as it considers necessary to carry out the purposes  
15 of this resolution. No more than three such staff may re-  
16 ceive compensation corresponding to Executive Level IV.  
17 The select committee shall be deemed a committee of the  
18 House for all purposes of law, including rule XI(2)(n), and  
19 sections 6005, 1505, and 1621 of title 18, section 192 of  
20 title 2, 1754(b)(1)(B)(ii) of title 22, and section 734(a)  
21 of title 31, United States Code. The select committee may  
22 reimburse the members of its staff for travel, subsistence,  
23 and other necessary expenses incurred by them in the per-  
24 formance of the duties vested in the select committee,  
25 other than expenses in connection with meetings of the

1 select committee held in the District of Columbia. Staff  
2 of the House or joint committees, at the direction of their  
3 Members, committee chairmen, or the Speaker, as appro-  
4 priate, and upon request of the select committee, may  
5 serve as associate staff to the select committee for des-  
6 ignated purposes. Associate staff shall be deemed staff of  
7 the select committee to the extent necessary for those des-  
8 ignated purposes.

9 (h) Unless otherwise determined by the select com-  
10 mittee the chairman, upon consultation with the ranking  
11 minority member, or the select committee, may authorize  
12 the taking of affidavits, and of depositions pursuant to  
13 notice or subpoena, by a Member or by designated staff,  
14 under oath administered by a Member or a person other-  
15 wise authorized by law to administer oaths. Deposition  
16 and affidavit testimony shall be deemed to have been  
17 taken in Washington, DC, before the select committee  
18 once filed there with the clerk of the committee for the  
19 committee's use. Unless otherwise directed by the commit-  
20 tee, all depositions, affidavits, and other materials received  
21 in the investigation shall be considered nonpublic until re-  
22 ceived by the select committee, except that all such mate-  
23 rial shall, unless otherwise directed by the committee, be  
24 available for use by the Members of the select committee  
25 in open session.

1 (i) The select committee shall be authorized to re-  
2 spond to any judicial or other process, or to make any  
3 applications to court, upon consultation with the Speak-  
4 er consistent with rule L.

5 (j) The select committee may submit to standing  
6 committees, including the Permanent Select Committee on  
7 Intelligence, specific matters within their jurisdiction, and  
8 may request that such committees pursue such matters  
9 further. Committees pursuing such requested inquiries  
10 may, in turn, receive the continuing assistance, consistent  
11 with the select committee's own jurisdiction, of the select  
12 committee's legal process, personnel, and records. Com-  
13 mittees which pursue or have pursued inquiries, during  
14 the previous or current Congress, within the subjects of  
15 the select committee investigation shall furnish the select  
16 committee with copies of all testimony and documents.

17 (k) The select committee shall provide other commit-  
18 tees and Members of the House with access to information  
19 and proceedings, consistent with clause 7(c)(2) of rule  
20 XLVIII. However, the select committee may direct that  
21 particular matters or classes of matter shall not be made  
22 available to any person by its members, staff, or others,  
23 or may impose any other restriction. The select committee  
24 may require its staff to enter nondisclosure agreements,  
25 and its chairman, in consultation with the ranking minor-

1 ity member, may require others, such as counsel for wit-  
2 nesses, to do so. The Committee on Standards of Official  
3 Conduct may investigate any unauthorized disclosure of  
4 such classified information by a Member, officer, or em-  
5 ployee of the House or other covered person upon request  
6 of the select committee. If, at the conclusion of its inves-  
7 tigation, the Committee on Standards of Official Conduct  
8 determines that there has been a significant unauthorized  
9 disclosure, it shall report its findings to the House and  
10 recommend appropriate sanctions for the Member, officer,  
11 employee, or other covered person consistent with clause  
12 7(e) of rule XLVIII and any committee restriction, includ-  
13 ing nondisclosure agreements.

14 (l) There shall be paid out of applicable accounts of  
15 the House such sums as may be necessary for the expenses  
16 of the select committee. Such payments shall be made on  
17 vouchers signed by the chairman and approved in the  
18 manner directed by the Committee on House Oversight.  
19 Amounts made available under this subsection shall be ex-  
20 pended in accordance with regulations prescribed by the  
21 Committee on House Oversight of the House.

22 (m) The select committee shall report to the House  
23 the final results of its investigation and study as soon as  
24 practicable during the present Congress. Following the fil-  
25 ing of its final report, it shall have one month before the

1 authority herein shall expire in order to close its affairs,  
2 including provision of assistance to committees pursuing  
3 remaining inquiries, transmittal of records to other com-  
4 mittees, and storage of its remaining records by the Clerk  
5 of the House, who may, as directed by the select commit-  
6 tee, store records in secure facilities of the intelligence  
7 community pursuant to agreement retaining control of ac-  
8 cess by the House.

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