

Calendar No. 26

105<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**S. RES. 39**

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**RESOLUTION**

Authorizing expenditures by the Committee on  
Governmental Affairs.

MARCH 6, 1997

Reported with an amendment

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**IN THE SENATE OF THE UNITED STATES**

JANUARY 30, 1997

Mr. THOMPSON, from the Committee on Governmental Affairs, reported the following original resolution; which was referred to the Committee on Rules and Administration

MARCH 6, 1997

Reported by Mr. WARNER, with an amendment

[Strike out all after the resolving clause and insert the part printed in italic]

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**RESOLUTION**

Authorizing expenditures by the Committee on Governmental Affairs.

1       *Resolved, That, in carrying out its powers, duties, and*  
2 ~~functions under the Standing Rules of the Senate, in ac-~~  
3 ~~cordance with its jurisdiction under rule XXV of such~~  
4 ~~rules, including holding hearings, reporting such hearings,~~  
5 ~~and making investigations as authorized by paragraphs 1~~  
6 ~~and 8 of rule XXVI of the Standing Rules of the Senate,~~  
7 ~~the Committee on Governmental Affairs is authorized~~

1 from March 1, 1997, through February 28, 1998, and  
2 March 1, 1998 through February 28, 1999, in its discre-  
3 tion: (1) To make expenditures from the contingent fund  
4 of the Senate, (2) to employ personnel, and (3) with the  
5 prior consent of the Government department or agency  
6 concerned and the Committee on Rules and Administra-  
7 tion, to use on a reimbursable, or nonreimbursable basis  
8 the services of personnel of any such department or agen-  
9 ey.

10       SEC. 2. (a) The expenses of the committee for the  
11 period March 1, 1997, through February 28, 1998, under  
12 this resolution shall not exceed \$11,050,721, of which  
13 amount: (1) Not to exceed \$375,000 may be expended for  
14 the procurement of the services of individual consultants,  
15 or organizations thereof (as authorized by section 202(i)  
16 of the Legislative Reorganization Act of 1946, as amend-  
17 ed), and not to exceed \$2,470 may be expended for the  
18 training of the professional staff of such committee (under  
19 procedures specified by section 202(j) of the Legislative  
20 Reorganization Act of 1946).

21       (b) For the period March 1, 1998, through February  
22 28, 1999, expenses of the committee under this resolution  
23 shall not exceed \$4,653,386, of which amount: (1) Not  
24 to exceed \$75,000 may be expended for the procurement  
25 of the services of individual consultants, or organizations

1 thereof (as authorized by section 202(i) of the Legislative  
2 Reorganization Act of 1946, as amended), and not to ex-  
3 ceed \$2,470 may be expended for the training of the pro-  
4 fessional staff of such committee (under procedures speci-  
5 fied by section 202(j) of the Legislative Reorganization  
6 Act of 1946).

7       SEC. 3. (a) The committee, or any duly authorized  
8 subcommittee thereof, is authorized to study or inves-  
9 tigate—

10           (1) the efficiency and economy of operations of  
11 all branches of the Government including the pos-  
12 sible existence of fraud, misfeasance, malfeasance,  
13 collusion, mismanagement, incompetence, corruption,  
14 or unethical practices, waste, extravagance, conflicts  
15 of interest, and the improper expenditure of Govern-  
16 ment funds in transactions, contracts, and activities  
17 of the Government or of Government officials and  
18 employees and any and all such improper practices  
19 between Government personnel and corporations, in-  
20 dividuals, companies, or persons affiliated therewith,  
21 doing business with the Government; and the com-  
22 pliance or noncompliance of such corporations, com-  
23 panies, or individuals or other entities with the rules,  
24 regulations, and laws governing the various govern-  
25 mental agencies and its relationships with the public;

1           (2) the extent to which criminal or other im-  
2           proper practices or activities are, or have been, en-  
3           gaged in the field of labor-management relationships  
4           or in groups or organizations of employees or em-  
5           ployers, to the detriment of interests of the public,  
6           employers, or employees, and to determine whether  
7           any changes are required in the laws of the United  
8           States in order to protect such interests against the  
9           occurrence of such practices or activities;

10           (3) organized criminal activities which may op-  
11           erate in or otherwise utilize the facilities of inter-  
12           state or international commerce in furtherance of  
13           any transactions and the manner and extent to  
14           which, and the identity of the persons, firms, or cor-  
15           porations, or other entities by whom such utilization  
16           is being made, and further, to study and investigate  
17           the manner in which and the extent to which per-  
18           sons engaged in organized criminal activity have in-  
19           filtrated lawful business enterprise, and to study the  
20           adequacy of Federal laws to prevent the operations  
21           of organized crime in interstate or international  
22           commerce; and to determine whether any changes  
23           are required in the laws of the United States in  
24           order to protect the public against such practices or  
25           activities;

1           (4) all other aspects of crime and lawlessness  
2 within the United States which have an impact upon  
3 or affect the national health, welfare, and safety; in-  
4 cluding but not limited to investment fraud schemes,  
5 commodity and security fraud, computer fraud, and  
6 the use of offshore banking and corporate facilities  
7 to carry out criminal objectives;

8           (5) the efficiency and economy of operations of  
9 all branches and functions of the Government with  
10 particular reference to—

11           (A) the effectiveness of present national se-  
12 curity methods, staffing, and processes as test-  
13 ed against the requirements imposed by the  
14 rapidly mounting complexity of national secu-  
15 rity problems;

16           (B) the capacity of present national secu-  
17 rity staffing, methods, and processes to make  
18 full use of the Nation's resources of knowledge  
19 and talents;

20           (C) the adequacy of present intergovern-  
21 mental relations between the United States and  
22 international organizations principally con-  
23 cerned with national security of which the  
24 United States is a member; and

1           (D) legislative and other proposals to im-  
2           prove these methods, processes, and relation-  
3           ships;

4           (6) the efficiency, economy, and effectiveness of  
5           all agencies and departments of the Government in-  
6           volved in the control and management of energy  
7           shortages including, but not limited to, their per-  
8           formance with respect to—

9           (A) the collection and dissemination of ac-  
10          curate statistics on fuel demand and supply;

11          (B) the implementation of effective energy  
12          conservation measures;

13          (C) the pricing of energy in all forms;

14          (D) coordination of energy programs with  
15          State and local governments;

16          (E) control of exports of scarce fuels;

17          (F) the management of tax, import, prie-  
18          ing, and other policies affecting energy supplies;

19          (G) maintenance of the independent sector  
20          of the petroleum industry as a strong competi-  
21          tive force;

22          (H) the allocation of fuels in short supply  
23          by public and private entities;

24          (I) the management of energy supplies  
25          owned or controlled by the Government;

1           ~~(J)~~ relations with other oil producing and  
2           consuming countries;

3           ~~(K)~~ the monitoring of compliance by gov-  
4           ernments, corporations, or individuals with the  
5           laws and regulations governing the allocation,  
6           conservation, or pricing of energy supplies; and

7           ~~(L)~~ research into discovery and develop-  
8           ment of alternative energy supplies; and

9           ~~(7)~~ the efficiency and economy of all branches  
10          and functions of government with particular ref-  
11          erence to the operations and management of Federal  
12          regulatory policies and programs: *Provided, That, in*  
13          *carrying out the duties herein set forth, the inquiries*  
14          *of this committee or any subcommittee thereof shall*  
15          *not be deemed limited to the records, functions, and*  
16          *operations of any particular branch of the Govern-*  
17          *ment; but may extend to the records and activities*  
18          *of any persons, corporation, or other entity.*

19          (b) Nothing contained in this section shall affect or  
20          impair the exercises of any other standing committee of  
21          the Senate of any power, or the discharge by such commit-  
22          tee of any duty, conferred or imposed upon it by the  
23          Standing Rules of the Senate or by the Legislative Reor-  
24          ganization Act of 1946, as amended.

1       (c) For the purpose of this section the committee, or  
2 any duly authorized subcommittee thereof, or its chair-  
3 man, or any other member of the committee or sub-  
4 committee designated by the chairman, from March 1,  
5 1997, through February 28, 1998, and March 1, 1998,  
6 through February 28, 1999, is authorized, in its, his, or  
7 their discretion: (1) To require by subpoena or otherwise  
8 the attendance of witnesses and production of correspond-  
9 ence, books, papers, and documents, (2) to hold hearings,  
10 (3) to sit and act at any time or place during the sessions,  
11 recess, and adjournment periods of the Senate, (4) to ad-  
12 minister oaths, and (5) to take testimony, either orally or  
13 by sworn statement, or, in the case of staff members of  
14 the committee and the Permanent Subcommittee on Inves-  
15 tigation, by deposition in accordance with the Committee  
16 Rules of Procedure.

17       (d) All subpoenas and related legal processes of the  
18 committee and its subcommittees authorized under S. Res.  
19 71 of the One Hundredth Third Congress, second session,  
20 are authorized to continue.

21       SEC. 4. The committee shall report its findings, to-  
22 gether with such recommendations for legislation as it  
23 deems advisable, to the Senate at the earliest practicable  
24 date, but not later than February 28, 1995, and February  
25 28, 1996, respectively.

1        SEC. 5. Expenses of the committee under this resolu-  
2 tion shall be paid from the contingent fund of the Senate  
3 upon vouchers approved by the chairman of the commit-  
4 tee, except that vouchers shall not be required: (1) For  
5 the disbursement of salaries of employees paid at an an-  
6 nual rate, (2) the payment of telecommunications provided  
7 by the Office of the Sergeant at Arms and Doorkeeper,  
8 United States Senate, (3) for the payment of stationery  
9 supplies purchased through the Keeper of the Stationery,  
10 United States Senate, (4) for payments to the Postmaster,  
11 United States Senate, (5) for the payment of metered  
12 charges on copying equipment provided by the Office of  
13 the Sergeant at Arms and Doorkeeper, United States Sen-  
14 ate, or (6) for the payment of Senate Recording and Pho-  
15 tographic Services.

16        SEC. 6. There are authorized such sums as may be  
17 necessary for agency contributions related to the com-  
18 pensation of employees of the committee from March 1,  
19 1997, through February 28, 1998, and March 1, 1998,  
20 through February 28, 1999, to be paid from the Appro-  
21 priations account for "Expenses of Inquiries and Inves-  
22 tigation".

23        *That (a) Senate Resolution 54, agreed to February 13,*  
24 *1997, is amended by adding at the end the following:*

## 1           “AUTHORIZATION OF ADDITIONAL FUNDS

2           “SEC. 24. (a) *IN GENERAL.*—A sum equal to not more  
3 than \$4,350,000, for the period beginning on the date of  
4 adoption of this section and ending on December 31, 1997,  
5 shall be made available from the contingent fund of the Sen-  
6 ate out of the Account for Expenses for Inquiries and Inves-  
7 tigation for payment of salaries and other expenses of the  
8 Committee on Governmental Affairs under this resolution,  
9 of which amount not to exceed \$375,000 may be expended  
10 for the procurement of the services of individual consultants,  
11 or organizations thereof (as authorized by section 202(i) of  
12 the Legislative Reorganization Act of 1946, as amended).  
13 The expenditures by the Committee on Governmental Af-  
14 fairs authorized by this section supplement those authorized  
15 in section 13 and may be expended solely for the purpose  
16 stated in this section.

17           “(b) *PURPOSE OF ADDITIONAL FUNDS.*—The addi-  
18 tional funds authorized by this section are for the sole pur-  
19 pose of conducting an investigation of illegal activities in  
20 connection with 1996 Federal election campaigns.

21           “(c) *REFERRAL TO SELECT COMMITTEE ON ETH-*  
22 *ICS.*—The Committee on Governmental Affairs shall refer  
23 any evidence of illegal activities involving any Member of  
24 the Senate revealed pursuant to the investigation authorized  
25 by subsection (b) to the Select Committee on Ethics.

1       “(d) *FINAL REPORT.*—*The Committee on Govern-*  
2 *mental Affairs shall submit a final public report to the Sen-*  
3 *ate no later than January 31, 1998, of the results of the*  
4 *investigation, study, and hearings conducted by the Com-*  
5 *mittee pursuant to this section.*”.

6       (b) *Section 16(b) of Senate Resolution 54, agreed to*  
7 *February 13, 1997, is amended by—*

8           (1) *striking “\$1,339,109” and inserting*  
9 *“\$1,789,109”; and*

10          (2) *striking “\$200,000” and inserting*  
11 *“\$300,000”.*

12       (c) *The Committee on Rules and Administration shall*  
13 *continue to conduct hearings on campaign reform.*