

from 1996 to 1997, pursuant to Public Law 102-182, section 207 (105 Stat. 1244); to the Committee on Ways and Means.

12703. A letter from the Assistant Secretary For Import Administration, Department of Commerce, transmitting the Department's final rule—Countervailing Duties [Docket No. 950306068-8205-05] (RIN: 0625-AA45) received November 25, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12704. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Filing Procedure for Early Closing of Courier's Desk [Notice 98-67] received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12705. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Abatement of Interest [TD 8789] (RIN: 1545-A V32) received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12706. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Agency's final rule—Notice, Consent and Election Requirements of Sections 411(a)(11) and 417 for Qualified Retirement Plans [TD 8796] (RIN: 1545-AU05) received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12707. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Treatment of Certain Payments received as Temporary Assistance for Needy Families (TANF)—received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12708. A letter from the Assistant Commissioner, Examination, Internal Revenue Service, transmitting the Service's final rule—Coordinated Issue; Construction/Real Estate Industry Retainage Payable—received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12709. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—New Technologies in Retirement Plan Administration [Notice 99-1] received December 19, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

12710. A letter from the the Director, the Congressional Budget Office, transmitting CBO's final sequestration report for Fiscal Year 1999, pursuant to Public Law 101-508, section 13101(a) (104 Stat. 1388-587); (H. Doc. No. 105-357); to the Committee on the Whole House on the State of the Union and ordered to be printed.

12711. A letter from the the Director, the Office of Management and Budget, transmitting OMB's final sequestration report to the President and Congress for Fiscal Year 1999, pursuant to Public Law 101-508, section 13101(a) (104 Stat. 1388-587); (H. Doc. No. 105-356); to the Committee on the Whole House on the State of the Union and ordered to be printed.

12712. A letter from the Comptroller, Department of Defense, transmitting a notification of transfer of funds as required by the provisions of section 8005 of the Department of Defense Appropriations Acts for FY 1997 and FY 1998; jointly to the Committees on Appropriations and National Security.

12713. A letter from the Administrator, Agency for International Development, transmitting a quarterly update report on development assistance program allocations updated as of June 30, 1998, pursuant to 22 U.S.C. 2413(a); jointly to the Committees on International Relations and Appropriations.

12714. A letter from the Acting Chairman, Federal Election Commission, transmitting

its FY 2000 Budget Request for consideration by the President and the Congress; jointly to the Committees on House Oversight and Appropriations.

12715. A letter from the Chairman, National Transportation Safety Board, transmitting a copy of the Board's request for supplemental appropriations, pursuant to 49 U.S.C. app. 1903(b)(7); jointly to the Committees on Transportation and Infrastructure and Appropriations.

12716. A letter from the Director, Office of Management and Budget, transmitting a report that identifies accounts containing unvouchered expenditures potentially subject to audit by the Comptroller General, pursuant to 31 U.S.C. 3524(b); jointly to the Committees on Appropriations, the Budget, and Government Reform and Oversight.

12717. A letter from the Commissioner of Social Security, Social Security Administration, transmitting the Social Security Administration's Accountability Report for Fiscal Year 1998, pursuant to 42 U.S.C. 904; jointly to the Committees on Ways and Means, Government Reform and Oversight, and the Judiciary.

12718. A letter from the Secretary of the Treasury, transmitting the "1998 Report on Foreign Treatment of U.S. Financial Institutions"; jointly to the Committees on Banking and Financial Services, Commerce, International Relations, and Ways and Means.

¶119.5 H. RES. 611—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LAHOOD, announced the unfinished business to be the further consideration of the resolution (H.Res. 611) impeaching William Jefferson Clinton, President of the United States, for high crimes and misdemeanors.

When said resolution was considered pursuant to the order of the House of December 18, 1998.

After debate,

Pursuant to the order of the House of December 18, the previous question was ordered on the resolution.

Mr. BOUCHER moved to recommit the bill to the Committee on Judiciary with instructions to report the bill back to the House forthwith with the following amendment:

Strike out all after the enacting clause and insert:

That it is the sense of the House that—

(1) on January 20, 1993, William Jefferson Clinton took the oath prescribed by the Constitution of the United States faithfully to execute the office of President; implicit in that oath is the obligation that the President set an example of high moral standards and conduct himself in a manner that fosters respect for the truth; and William Jefferson Clinton, has egregiously failed in this obligation, and through his actions violated the trust of the American people, lessened their esteem for the office of President, and dishonored the office which they have entrusted to him;

(2)(A) William Jefferson Clinton made false statements concerning his reprehensible conduct with a subordinate;

(B) William Jefferson Clinton wrongly took steps to delay discovery of the truth; and

(C) inasmuch as no person is above the law, William Jefferson Clinton remains subject to criminal and civil penalties; and

(3) William Jefferson Clinton, President of the United States, by his conduct has brought upon himself, and fully deserves, the censure and condemnation of the American people and this House.

Pending consideration of said motion,

Mr. SOLOMON reserved a point of order against the motion to recommit with instructions.

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to the order of the House of December 18, 1998, recognized Mr. BOUCHER and Mr. SOLOMON for five minutes each,

After debate,

¶119.6 POINT OF ORDER

Mr. SOLOMON made a point of order against the motion to recommit with instructions, and said:

"Mr. Speaker, I do insist on my point of order and I wish to be recognized on the point of order.

"Mr. Speaker, I make the point of order against this motion to recommit on the grounds that it does violate clause 7 of House Rule XVI, that is the germaneness rule.

"Mr. Speaker, this rule is a rule of the House and it requires amendments to be germane to the text that one is attempting to amend. And, Mr. Speaker, House Resolution 611, a resolution impeaching President Clinton for high crimes and misdemeanors, was reported as a question of privileges of the House under Rule IX. This privileged status is established by the Constitution in Article I, Section 2, which grants the House the sole power of impeachment.

"It is also established by numerous precedents in the history of this House in which resolutions of impeachment have been called up as privileged matter on the floor.

"Mr. Speaker, the motion to recommit contains matter which is not privileged for consideration by this House. An attempt to insert nonprivileged matter into privileged matter by amendment clearly violates the germaneness rules of this House.

"Mr. Speaker, in order to be held germane, an amendment must share a fundamental purpose with the text one attempts to amend. Impeachment is the prescribed mechanism to address this conduct by the chief executive, and any other procedure has no foundation in the Constitution and is not contemplated by the separation of powers. To attempt to substitute a censure for impeachment is to violate the overall purpose of the Constitution's impeachment clause.

"Mr. Speaker, the fundamental purpose of the motion to recommit presently before the House obviously does not conform to the fundamental purpose of the impeachment resolution. It proposes a different end, a different result and a different method of achieving that end.

"Mr. Speaker, I urge the Chair to sustain this point of order.

"I ask unanimous consent to insert extraneous matter at this point in the RECORD. It is a 'Dear Colleague' letter to Members from myself and the incoming chairman of the Committee on Rules, the gentleman from California (Mr. DREIER).