

116TH CONGRESS  
1ST SESSION

# H. RES. 396

Authorizing and directing the Committee on the Judiciary to investigate whether sufficient grounds exist for the House of Representatives to exercise the power vested by article 1, section 2, clause 5 of the Constitution in respect to acts of misconduct by Donald John Trump, President of the United States.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 22, 2019

Ms. JACKSON LEE (for herself, Mr. CASTRO of Texas, Mr. LEWIS, and Mr. COHEN) submitted the following resolution; which was referred to the Committee on Rules

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## RESOLUTION

Authorizing and directing the Committee on the Judiciary to investigate whether sufficient grounds exist for the House of Representatives to exercise the power vested by article 1, section 2, clause 5 of the Constitution in respect to acts of misconduct by Donald John Trump, President of the United States.

1        *Resolved*, That the Committee on the Judiciary, act-  
2   ing as a whole or by any subcommittee thereof appointed  
3   by the chairman for the purposes hereof and in accordance  
4   with the rules of the committee, is authorized and directed  
5   to investigate fully and completely whether sufficient

1 grounds exist for the House of Representatives to exercise  
2 its constitutional power to impeach Donald John Trump,  
3 President of the United States of America, including but  
4 not limited to—

5 (1) violation of the Foreign Emoluments Clause  
6 of the United States Constitution;

7 (2) violation of the Domestic Emoluments  
8 Clause of the United States Constitution;

9 (3) obstruction of justice;

10 (4) abuse of power;

11 (5) misfeasance in public office;

12 (6) malfeasance in public office;

13 (7) failure to protect the confidentiality of na-  
14 tional secrets from enemies foreign and domestic;

15 (8) failure to take care that the laws be faith-  
16 fully executed;

17 (9) failure to preserve records required by the  
18 Presidential Recordings and Materials Preservation  
19 Act (PRMPA) of 1974 (Public Law 93–526, 88  
20 Stat. 1695);

21 (10) countenancing the payment of ransom with  
22 Federal funds to secure the release of an American  
23 hostage held in violation of international law by an  
24 outlaw nation;

1           (11) authorizing the issuance of security clear-  
2           ances and disclosure of national secrets to persons  
3           known by the U.S. Intelligence Community to pose  
4           security risks;

5           (12) refusal to acknowledge and failure to act  
6           to deter aggression and defend against attacks on  
7           the electoral systems and processes of the United  
8           States by foreign nations, actors, and entities;

9           (13) engaging in a criminal scheme to violate  
10          Federal campaign finance laws to defraud the people  
11          of the United States;

12          (14) mismanagement of the executive branch by  
13          failing to nominate persons for positions requiring  
14          confirmation by the United States Senate;

15          (15) destabilizing the peace and security of the  
16          United States by condoning and normalizing White  
17          nationalism and giving legitimacy to those who ad-  
18          here to the doctrine of White supremacy;

19          (16) endeavoring to abuse the law enforcement  
20          powers of the United States to investigate and pun-  
21          ish persons considered by Donald John Trump to be  
22          his political enemies;

23          (17) undermining the essential institution of a  
24          free and independent press by attacking media orga-  
25          nizations and individuals as “enemies of the people”;

1           (18) denigrating immigrants and undermining  
2           the international standing of the United States by  
3           separating minor-age immigrant children from their  
4           parents with no means or intention of family reunifi-  
5           cation; and for

6           (19) irreparable breaches of the public trust.

7           SEC. 2. The committee shall report to the House of  
8           Representatives such resolutions, articles of impeachment,  
9           or other recommendations as it deems proper.

10          SEC. 3. (a) For the purpose of making such investiga-  
11          tion, the committee, as it deems necessary to such inves-  
12          tigation, is authorized to require—

13               (1) by subpoena or otherwise—

14                       (A) the attendance and testimony of any  
15                       person (including at a taking of a deposition by  
16                       counsel for the committee); and

17                       (B) the production of such things; and

18               (2) by interrogatory, the furnishing of such in-  
19          formation;

20          (b) Such authority of the committee may be exer-  
21          cised—

22               (1) by the chairman and the ranking minority  
23               member acting jointly, or, if the ranking member de-  
24               clines to act, by the chairman acting alone, except  
25               that in the event either so declines, either shall have

1 shall have the right to refer to the committee for de-  
2 cision the question whether such authority shall be  
3 so exercised and the committee shall be convened  
4 promptly to render that decision; or

5 (2) by the committee acting as a whole or by  
6 subcommittee.

7 Subpoenas and interrogatories so authorized may be  
8 issued over the signature of the chairman, and may be  
9 served by any person designated by the chairman, or any  
10 member designated by the chairman. The chairman, or  
11 any member designated by the chairman (or, with respect  
12 to any deposition, answer to interrogatory, or affidavit,  
13 any person authorized by law to administer oaths) may  
14 administer oaths to any witness. For the purposes of this  
15 section, “things” includes, without limitation, books,  
16 records, correspondence, logs, journals, memorandums,  
17 papers, documents, writings, drawings, graphs, charts,  
18 photographs, reproductions, recordings, tapes, transcripts,  
19 printouts, data compilations from which information can  
20 be obtained (translated if necessary, through detection de-  
21 vices into reasonably usable form), tangible objects, and  
22 other things of any kind.

23 SEC. 4. There shall be paid out of the applicable ac-  
24 counts of the House such sums as may be necessary to  
25 assist the Committee on the Judiciary in conducting the

- 1 inquiry under this resolution, any of which may be used
- 2 for the procurement of staff or consultant services.

