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H. RES. 34

Impeaching Donald John Trump, President of the United States, for high crimes and misdemeanors.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 11, 2021

Ms. WATERS (for herself, Ms. OMAR, Mr. LIEU, Ms. JACKSON LEE, Mr. PAYNE, Mr. LAWSON of Florida, Ms. CLARKE of New York, Mr. GREEN of Texas, and Mr. BOWMAN) submitted the following resolution; which was referred to the Committee on the Judiciary

RESOLUTION

Impeaching Donald John Trump, President of the United States, for high crimes and misdemeanors.

1 *Resolved*, That Donald John Trump, President of the
2 United States, is impeached for high crimes and mis-
3 demeanors and that the following articles of impeachment
4 be exhibited to the United States Senate:

5 Articles of impeachment exhibited by the House of
6 Representatives of the United States of America in the
7 name of itself and of the people of the United States of
8 America, against Donald John Trump, President of the
9 United States of America, in maintenance and support of

1 its impeachment against him for high crimes and mis-
2 demeanors.

3 ARTICLE I

4 In his conduct of the office of President of the United
5 States—in violation of his constitutional oath to faithfully
6 execute the office of President of the United States and,
7 to the best of his ability, preserve, protect, and defend the
8 Constitution of the United States, and in violation of his
9 constitutional duty to take care that the laws be faithfully
10 executed—Donald J. Trump has abused the powers of the
11 Presidency in an attempt to circumvent and subvert the
12 rule of law by inciting an insurrection against the Govern-
13 ment of the United States of America, in that:

14 In a pattern of conduct attempting to create an insur-
15 rection against the Government of the United States, Don-
16 ald J. Trump spread disinformation and allegations un-
17 supported by any evidence regarding voter fraud in the
18 2020 United States Presidential election and the results
19 of the 2020 United States Presidential election, and ex-
20 plicitly encouraged his supporters to descend on Wash-
21 ington, DC, on January 6, 2021, while Congress engaged
22 in its constitutionally mandated legislative business of cer-
23 tifying the electoral college results of the 2020 United
24 States Presidential election.

25 Prior to January 6, 2021, Donald J. Trump told
26 white supremacists to “stand back and stand by”, an ap-

1 peal to white supremacy consistent with his prior remarks
2 and conduct, including an August 31, 2020, statement in
3 defense of an extremist charged with murdering peaceful
4 protestors and an August 15, 2017, statement defending
5 white supremacists who had committed violence in Char-
6 lottesville, Virginia, as “very fine people”. On December
7 20, 2020, Donald J. Trump stated that the January 6,
8 2021, show of force he purposefully incited would be
9 “wild”.

10 On January 6, 2021, Donald J. Trump explicitly told
11 his supporters to “fight like hell”, and “you’ll never take
12 back our country with weakness. You have to show
13 strength.”. Shortly thereafter, those same supporters en-
14 gaged in mass riots and insurrection on the grounds of
15 the United States Capitol, leading to the breach and de-
16 struction of the Capitol building while Congress was in
17 session conducting legislative business, as well as the
18 death of at least five individuals, including a Capitol Police
19 officer. The siege of the United States Capitol at the
20 hands of Donald J. Trump created widespread terror,
21 threatened the lives of members of the United States Con-
22 gress, completely disrupted legislative business, threatened
23 the continuity of government, and exposed the United
24 States to grave national security risks.

1 In a pattern of conduct dedicated to corrupting the
2 electoral process, Donald J. Trump solicited a foreign gov-
3 ernment, Ukraine, to intervene in the 2020 United States
4 Presidential election by requesting that the Government
5 of Ukraine publicly announce baseless investigations into
6 his political rival to the benefit of his potential reelection.
7 Donald J. Trump sought to ensure such investigations by
8 conditioning United States Government support and acts
9 of value on the acquiescence of the Government of Ukraine
10 to Donald J. Trump’s demands. In so doing, Donald J.
11 Trump abused the power of the Presidency by subverting
12 the rule of law in a manner that undermined national se-
13 curity and violated his duties to preserve, protect, and de-
14 fend the Constitution.

15 Following the results of the 2020 United States Pres-
16 idential election, in a January 2, 2021, discussion between
17 Donald J. Trump and Georgia State officials, Donald J.
18 Trump solicited the assistance of the Georgia Secretary
19 of State in overturning the free and fair election results
20 in the State of Georgia, stating that “I just want to find
21 11,780 votes, which is one more than we have”. When the
22 Georgia Secretary of State did not agree to his demands,
23 Donald J. Trump threatened the Georgia officials with
24 criminal prosecution if they didn’t comply, stating that
25 leaving the vote counts intact would be a “big risk”.

1 Further, during the 2016 United States Presidential
2 election, Donald J. Trump approved and directed a sur-
3 reptitious and unlawful payment of substantial sums of
4 money to obtain the silence of persons with unfavorable
5 information about him in order to influence the 2016
6 United States Presidential election.

7 In all of this, Donald J. Trump has undermined the
8 integrity of his office, has betrayed his trust as President,
9 has acted in a manner which threatens the integrity and
10 security of the United States Government and its people,
11 has subverted the Constitution of the United States, the
12 democratic process, and the rule of law and justice, has
13 purposefully and maliciously corrupted public faith and
14 trust in the electoral process, and has behaved in a man-
15 ner grossly incompatible with the office of the President
16 of the United States to the manifest injury of the people
17 of the United States.

18 Wherefore, Donald J. Trump, by such conduct, war-
19 rants impeachment and trial, and removal from office and
20 disqualification to hold and enjoy any office of honor,
21 trust, or profit under the United States.

22 ARTICLE III

23 In his conduct of the office of President of the United
24 States, Donald J. Trump, in violation of his constitutional
25 oath faithfully to execute the office of President of the
26 United States and, to the best of his ability, preserve, pro-

1 tect, and defend the Constitution of the United States,
2 and in violation of article I, section 9, clause 8 and article
3 II, section 1, clause 7 of the Constitution, has accepted
4 emoluments from foreign states without the consent of
5 Congress and has received and accepted emoluments from
6 the United States and from individual States, and in doing
7 so, Donald J. Trump has run afoul of anticorruption pro-
8 visions of the United States Constitution, in that:

9 In attempts to leverage the office of the President
10 of the United States for personal profit, Donald J. Trump
11 solicited and received from foreign governments presents
12 and emoluments, designed to curry favor and to influence
13 him. To facilitate his receipt of emoluments from foreign
14 states, Donald J. Trump has failed to divest his ownership
15 stakes in, or meaningfully separate himself from, the
16 Trump Organization's vast network of business holdings,
17 which engage with foreign governments. Through those
18 business holdings, Donald J. Trump has received, and
19 continues to receive, presents and emoluments, either di-
20 rectly or indirectly, from foreign governments. His receipt
21 of presents and emoluments from foreign states creates
22 both a conflict of interest between his personal business
23 interests and his responsibilities as President of the
24 United States, and an appearance that he is beholden to
25 the foreign states from which he received the emoluments.

1 Donald J. Trump has failed to disclose to Congress,
2 or the public, the full extent of the presents or emoluments
3 he has received from foreign states through his business
4 interests, thereby violating his constitutional responsibility
5 to obtain congressional consent to obtain such emoluments
6 as required by article I, section 9, clause 8.

7 Further, Donald J. Trump's receipt of emoluments
8 and additional payments—including from lease agree-
9 ments, other rental property agreements such as that with
10 the General Services Administration for the Trump Inter-
11 national Hotel in Washington, DC, and payments from
12 Federal agencies such as the United States Secret Serv-
13 ice—from the United States and from individual States
14 beyond his salary directly violates article II, section 1,
15 clause 7 of the United States Constitution, which prohibits
16 the President from receiving benefits, monetary or other-
17 wise, from the Federal Government, State governments,
18 local governments, or their instrumentalities beyond the
19 fixed Presidential compensation.

20 In all of this, Donald J. Trump has used the power
21 of his office for improper personal gain, has abused and
22 exceeded the lawful powers of his office, has undermined
23 the integrity of his office, has betrayed his trust as Presi-
24 dent, and has behaved in a manner grossly incompatible

1 information and testimony, and otherwise suppressed co-
2 operation with congressional inquiries.

3 In all of this, Donald J. Trump has undermined the
4 integrity of his office, has betrayed his trust as President,
5 has acted in a manner which threatens the integrity and
6 security of the United States Government and its people,
7 has subverted the Constitution of the United States, the
8 democratic process, and the rule of law and justice, and
9 has behaved in a manner grossly incompatible with the
10 office of the President of the United States to the manifest
11 injury of the people of the United States.

12 Wherefore, Donald J. Trump, by such conduct, war-
13 rants impeachment and trial, and removal from office and
14 disqualification to hold and enjoy any office of honor,
15 trust, or profit under the United States.

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