

modern States that have called for a Constitutional Convention to deal with such modern concepts as term limits?

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Do State petitions have to be contemporaneous? Another unsettled issue? There are many others.

And yet, our entire Constitution could be revised from the beginning through the most recent amendment by a constitutional convention which may or may not be legitimate because it may or may not conform on one of these issues.

It is time for Congress to either abolish the entire concept of a constitutional convention or at least clarify how it would be called and what would be the scope of its powers.

I might add that perhaps we should move to a system where Congress can propose or State legislatures can propose amendments to our Constitution either two-thirds of both Houses of Congress or two-thirds of the State legislatures who could then see that amendment approved at a referendum by two-thirds of the people of the country. It may be time to look to the referendum as a way to ratify amendments to our Constitution.

Those are at least issues that we should talk about as much as we talk about the issues that pit Republicans against Democrats. We should deal at length with the structure of our democracy.

We also, of course, should deal with campaign finance reform. And then we should deal with an issue put before us by the Supreme Court decision in *Jones v. Clinton*. You will remember that that is the decision in which the Court decided that anyone could sue the President for any reason, that the lawsuit would go forward, the President could be deposed.

And fortunately, in the last 4 years only one party, only one individual, has sued the President. It had very significant consequences.

I would cite the House to the last paragraph of the Supreme Court's decision where it says, "If Congress deems it appropriate to afford the President stronger protection, it may respond with appropriate legislation."

We ought to take the court up on that. And here is why: anyone with sufficient financing could sue the incoming President and we could have dozens and dozens of lawsuits financed by people who simply are angry with President-elect Bush or then-President Bush. Slander lawsuits, sexual harassment lawsuits, job discrimination lawsuits, Federal lawsuits, State lawsuits.

Could \$10 million be raised from highly partisan Democrats for the purpose of financing dozens of lawsuits resulting in dozens and dozens of depositions of the incoming President? Perhaps. I do not want to find out. And even if that is not the state to which our country has yet sunk in levels of partisanship, do we want to wait a decade or two or three until there is an organized

effort to sue whoever is then President as many times as possible and take as many depositions as possible on as many salacious topics as possible?

I suggest, instead, that we indicate that any lawsuit against the President is suspended, that the statute of limitations is told, that the rights of the plaintiffs are preserved until that Presidency is completed, and that any depositions necessary to preserve evidence, any documents that are necessary to be preserved are preserved so that trial can go forward after the defendant in that lawsuit leaves the White House. To do otherwise is to invite anti-Presidential retribution by lawsuits.

There is another issue that I hesitate to bring before the House but one that we might be able to deal with, and that is the ongoing investigation begun by Kenneth Starr. Most of this country knows that we have failed to reauthorize, that we have squelched the Independent Counsel statute. Much of the country does not know that the Independent Counsel's Office of Ken Starr continues to operate and is allowed to continue to operate as long as it wishes to or until we in this Congress by statute pull the plug, padlock the office, and send the files to the Justice Department.

Now we have a particular reason to do so. The Justice Department, on January 21, will be in Republican hands; and if there is anything in those files which even a Republican administration using reasonable discretion determines to prosecute, they are free to do so. But we allowed the Independent Counsel statute to expire because we know that it does not operate with discretion, that an office that exists only to prosecute one individual and it is terminated if it fails to prosecute will find some reason to prosecute, at least find some reason to continue to investigate.

And if you think that partisan tensions are now as high in Washington as they could ever be, imagine how this country will react if a Republican Congress allows to continue the Ken Starr investigation.

Will we just be viewed as another Pakistan, another troubled democracy or an occasional democracy if we begin the process of indicting our former Presidents?

I suggest that the continued failure of this Congress to act, the continued allowance of this Congress to fund Robert Ray's operation has the seeds for raising partisanship to one unnecessary level.

We have heard as much as we need to about Monica Lewinsky, and Federal dollars should no longer be spent to finance an office that has nothing to do, that loses its power, that loses its payment as soon as they decide that the Lewinsky matter is no longer worthy of investigation.

Mr. Speaker, I have brought up bipartisanship quite a number of times in this presentation. Let me just take a

minute to talk about what I think bipartisanship means.

Bipartisanship, when it comes to legislation, means working together to obtain bills that have substantial support on both sides of the aisle, working with the leadership and the mainstream Members on both sides of the aisle to put together bills that solve problems for America.

Alternatively, it could mean working through the committee process, and should mean working through the committee process, on bills that obtain the support of the ranking member and the chairperson of the subcommittee that is relevant and/or the committee that is relevant or obtain substantial support from Democrats and Republicans on the relevant committee.

My fear is that we will deal with bipartisanship by finding a bill that is purely partisan and then reaching out to one or two Members of the other party and saying a bill that is 99 and three-quarters percent Republican and one-tenth of one percent Democrat is a bipartisan bill. That would be a betrayal of the consents of bipartisanship.

I commend President-elect Bush for reaching out to Democrats to appoint to his administration, just as President Clinton has appointed a Republican who now serves as Secretary of Defense. But it would be a bitter form of bipartisanship if the appointment process was used cynically to appoint a sitting U.S. Senator that is a Democrat not to bring bipartisanship to the administration but to change the partisan makeup of the United States Senate.

There are many retired Democratic U.S. Senators and House Members that would make excellent members of President-elect Bush's cabinet. He should not use bipartisanship as a tool for partisanship as a device cynically used to appoint and thereby alter the effects of the congressional election.

Mr. Speaker, I thank you for your indulgence. I thank you for the hours that we have spent together in this hall from time to time. I thank you for your indulgence. And I thank the House for giving me the opportunity to be the last to address the 106th Congress. I know that when we return we will reach across the aisle to begin solving the problems of America, and I hope that that process is aided by focusing on those problems as to which there is no Democratic or Republican view.

FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 1795. An act to amend the public Health Service Act to establish the National Institute of Biomedical Imaging and Bioengineering.

The message also announced that the Senate has passed a concurrent resolution of the following title in which the concurrence of the House is requested:

S. Con. Res. 162. Concurrent Resolution to direct the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 4577.

The message also announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4577) "An Act making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2001, and for other purposes."

CORRECTING ENROLLMENT OF H.R. 4577, DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2001

Mr. MCCOLLUM. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the Senate concurrent resolution (S. Con. Res. 162) to the end that the concurrent resolution be hereby adopted; and a motion to reconsider be hereby laid on the table.

The Clerk read the Senate concurrent resolution, as follows:

S. CON. RES. 162

Resolved by the Senate (the House of Representatives concurring), That the Clerk of the House of Representatives, in the enrollment of the bill (H.R. 4577), making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 2001, and for other purposes, shall make the following correction:

In section 1(a)(4), before the period at the end, insert the following: " , except that the text of H.R. 5666, as so enacted, shall not include section 123 (relating to the enactment of H.R. 4904)".

The SPEAKER pro tempore (Mr. PEASE). Is there objection to the request of the gentleman from Florida?

There was no objection.

The Senate concurrent resolution was concurred in.

A motion to reconsider was laid on the table.

LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Ms. LOFGREN (at the request of Mr. GEPHARDT) for today and the balance of the week on account of family business.

Ms. MCKINNEY (at the request of Mr. GEPHARDT) for today on account of illness.

Mr. SNYDER (at the request of Mr. GEPHARDT) for today and the balance of the week on account of official business.

Ms. WATERS (at the request of Mr. GEPHARDT) for today on account of official business in the district.

Mr. BOEHLERT (at the request of Mr. ARMEY) for today on account of attending a funeral.

Mr. MICA (at the request of Mr. ARMEY) for today and the balance of the week on account of official business.

Mr. WALDEN of Oregon (at the request of Mr. ARMEY) for today on account of inclement weather.

SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Mr. SCOTT) to revise and extend their remarks and include extraneous material:)

Mrs. MINK of Hawaii, for 5 minutes, today.

Mr. DAVIS of Illinois, for 5 minutes, today.

(The following Members (at the request of Mr. SMITH of New Jersey) to revise and extend their remarks and include extraneous material:)

Mr. SMITH of New Jersey, for 5 minutes, today.

Mr. WOLF, for 5 minutes, today.

Mr. SHIMKUS, for 5 minutes, today.

Mr. ROHRABACHER, for 5 minutes, today.

Mr. MCCOLLUM, for 5 minutes, today.

EXTENSION OF REMARKS

By unanimous consent, permission to revise and extend remarks was granted to:

Mr. KNOLLENBERG, and to include extraneous material, notwithstanding the fact that it exceeds two pages of the RECORD and is estimated by the Public Printer to cost \$988.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. THOMAS, from the Committee on House Administration, reported that that committee has examined and found truly enrolled bills and a joint resolution of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 1653. An act to complete the orderly withdrawal of the NOAA from the civil administration of the Pribilof Islands, Alaska, and to assist in the conservation of coral reefs, and for other purposes.

H.R. 4577. An act making consolidated appropriations for the fiscal year ending September 30, 2001, and for other purposes.

H.R. 4942. An act making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2001, and for other purposes.

H.R. 5210. An act to designate the facility of the United States Postal Service located at 200 South George Street in York, Pennsylvania, as the "George Atlee Goodling Post Office Building".

H.R. 5528. An act to authorize the construction of a Wakpa Sica Reconciliation Place in Fort Pierre, South Dakota, and for other purposes.

H.J. Res. 133. Joint resolution making further continuing appropriations for the fiscal year 2001, and for other purposes.

SINE DIE ADJOURNMENT

Mr. MCCOLLUM. Mr. Speaker, pursuant to House Concurrent Resolution 446, One Hundred Sixth Congress, and as the designee of the majority leader, I move that the House do now adjourn.

The motion was agreed to.

The SPEAKER pro tempore. In accordance with the provisions of House Concurrent Resolution 446, One Hundred Sixth Congress, the Chair declares the second session of the One Hundred Sixth Congress adjourned sine die.

Thereupon (at 8 o'clock and 41 minutes p.m.) pursuant to House Concurrent Resolution 446, the House adjourned.

EXPENDITURE REPORTS CONCERNING OFFICIAL FOREIGN TRAVEL

Reports concerning the foreign currencies and U.S. dollars utilized for official foreign travel during the fourth quarter of 2000, by Committees of the House of Representatives, pursuant to Public Law 95-384, and for miscellaneous groups in connection with official foreign travel during the fourth quarter of 2000 are as follows:

REPORT OF EXPENDITURES FOR OFFICIAL FOREIGN TRAVEL, NATO PARLIAMENTARY ASSEMBLY DELEGATION TO GERMANY, HOUSE OF REPRESENTATIVES, EXPENDED BETWEEN NOV. 17 AND NOV. 21, 2000

Name of Member or employee	Date		Country	Per diem ¹		Transportation	Other purposes		Total
	Arrival	Departure		Foreign currency	U.S. dollar equivalent or U.S. currency ²		Foreign currency	U.S. dollar equivalent or U.S. currency	
Hon. Doug Bereuter	11/17	11/21	Germany .....	.....	972.00	.....	(3)	.....	972.00
Hon. Sherwood Boehlert	11/17	11/21	Germany .....	.....	972.00	.....	(3)	.....	972.00
Hon. Porter Goss	11/17	11/21	Germany .....	.....	972.00	.....	(3)	.....	972.00
Hon. Michael Bilirakis	11/17	11/21	Germany .....	.....	972.00	.....	(3)	.....	972.00