

106TH CONGRESS
1ST SESSION

S. RES. 16

To provide for issuance of a summons and for related procedures concerning the articles of impeachment against William Jefferson Clinton, President of the United States.

IN THE SENATE OF THE UNITED STATES

JANUARY 8, 1999

Mr. LOTT (for himself and Mr. DASCHLE) submitted the following resolution; which was considered and agreed to

RESOLUTION

To provide for issuance of a summons and for related procedures concerning the articles of impeachment against William Jefferson Clinton, President of the United States.

1 *Resolved*, That the summons be issued in the usual
2 form provided that the President may have until 12:00
3 noon on Monday, January 11, 1999, to file his answer
4 with the Secretary of the Senate, and the House of Rep-
5 resentatives have until 12:00 noon on Wednesday, Janu-
6 ary 13, 1999, to file its replication with the Secretary of
7 the Senate, together with the record which will consist of
8 those publicly available materials that have been submit-

1 ted to or produced by the House Judiciary Committee, in-
2 cluding transcripts of public hearings or mark-ups and
3 any materials printed by the House of Representatives or
4 the House Judiciary Committee pursuant to House Reso-
5 lutions 525 and 581. Such record will be admitted into
6 evidence, printed, and made available to Senators. If the
7 House of Representatives wishes to file a trial brief it shall
8 be filed by 5:00 p.m. on Monday, January 11, 1999.

9 The President and the House of Representatives shall
10 have until 5:00 p.m. on Monday, January 11, 1999, to
11 file any motions permitted under the rules of impeachment
12 except for motions to subpoena witnesses or to present any
13 evidence not in the record. Responses to any such motions
14 shall be filed no later than 10:00 a.m. on Wednesday, Jan-
15 uary 13, 1999. The President may file a trial brief at or
16 before that time. The House of Representatives may file
17 a rebuttal brief no later than 10:00 a.m. on Thursday,
18 January 14, 1999.

19 Arguments on such motions shall begin at 1:00 p.m.
20 on Wednesday, January 13, 1999, and each side may de-
21 termine the number of persons to make its presentation,
22 following which the Senate shall deliberate and vote on
23 any such motions. Following the disposition of these mo-
24 tions, or if no motions occur then at 1:00 p.m. on Thurs-
25 day, January 14, 1999, the House of Representatives shall

1 make it's presentation in support of the articles of im-
2 peachment for a period of time not to exceed 24 hours.
3 Each side may determine the number of persons to make
4 it's presentation. The presentation shall be limited to ar-
5 gument from the record. Following the House of Rep-
6 resentatives presentation, the President shall make his
7 presentation for a period not to exceed 24 hours as out-
8 lined in the paragraph above with reference to the House
9 of Representatives presentation.

10 Upon the conclusion of the President's presentation,
11 Senators may question the parties for a period of time
12 not to exceed 16 hours.

13 After the conclusion of questioning by the Senate, it
14 shall be in order to consider and debate a motion to dis-
15 miss as outlined by the impeachment rules. Following de-
16 bate it shall be in order to make a motion to subpoena
17 witnesses and/or to present any evidence not in the record,
18 with debate time on that motion limited to 6 hours, to
19 be equally divided between the two parties. Following de-
20 bate and any deliberation as provided in the impeachment
21 rules, the Senate will proceed to vote on the motion to
22 dismiss, and if defeated, an immediate vote on the motion
23 to subpoena witnesses and/or to present any evidence not
24 in the record, all without intervening action, motion,
25 amendment or debate.

1 If the Senate agrees to allow either the House of Rep-
2 resentatives or the President to call witnesses, the wit-
3 nesses shall first be deposed and the Senate shall decide
4 after deposition which witnesses shall testify, pursuant to
5 the impeachment rules. Further, the time for depositions
6 shall be agreed to by both leaders. No testimony shall be
7 admissible in the Senate unless the parties have had an
8 opportunity to depose such witnesses.

9 If the Senate fails to dismiss the case, the parties
10 will proceed to present evidence. At the conclusion of the
11 deliberations by the Senate, the Senate shall proceed to
12 vote on each article of impeachment.

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