

Chapter 6 Congressional Powers

Questions

1. What are enumerated powers? Give some examples of them. How has the interpretation of the elastic clause caused controversy in American history?
2. What are some powers denied to Congress. Give three examples.
3. What is legislative oversight? How might legislative vetoing power make this duty stronger for Congress?
4. What are three aspects that create conflict between the President and Congress? Explain each.
5. How could the line-item veto potentially eliminate excessive government spending? What could be a problem that would arise from the President having that power?

Reteaching Activity Development Of Congressional Powers Answers

Gary Orfield



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Congressional Record United States. Congress, Powers of Congress Congressional Quarterly, inc,1976 Explains the constitutional origins evolution and current status of congressional powers in areas including fiscal policy commerce foreign affairs and confirmation of nominations Bibliography *The Powers of the U.S. Congress* Brien Hallett,2016-10-03 Offering a unique resource for students scholars and citizens this work fully explains all of the 21 enumerated powers of the U S Congress from the power of the purse to the power to declare war This work presents a comprehensive overview of the 21 congressional powers enumerated in the Constitution of the United States through essays that focus on each power These informative essays introduce and explain each power individually address its evolution from 1789 to the modern day and into the foreseeable future and provide real world examples of how each power has been applied through U S history The comprehensive content enables an understanding of the mutually supporting interplay of all of the legislative powers in our government s system of checks and balances and it allows readers to better appreciate how radical and daring the framers were at the Philadelphia convention in 1787 Readers will learn about Congressional powers that greatly impact modern citizens many of which are frequently mentioned in news media due to policy struggles over budget immigration and national security debates regarding the ideal size and role of government and many others The contributors also address questions regarding the responsibilities of the Congress the ways in which Congress has met or failed to meet these responsibilities over the past two centuries and what changes to congressional power may come in the future **Congressional Powers** Marcus E. Rasmussen,2020-04-04 Congress s contempt power is the means by which Congress responds to certain acts that in its view obstruct the legislative process Chapter 1 examines the source of the contempt power reviews the historical development of the early case law outlines the statutory and common law basis for Congress s contempt power and analyses the procedures associated with inherent contempt criminal contempt and the civil enforcement of subpoenas It also includes a detailed discussion of two recent information access disputes that led to the approval of contempt citations in the House against then White House Chief of Staff Joshua Bolten and former White House Counsel Harriet Miers as well as Attorney General Eric Holder Congress gathers much of the information necessary to oversee the implementation of existing laws or to evaluate whether new laws are necessary from the executive branch While executive branch officials comply with most congressional requests for information there are times when the executive branch chooses to resist disclosure When Congress finds an inquiry blocked by the withholding of information by the executive branch or where the traditional process of negotiation and accommodation is inappropriate or unavailing a subpoena either for testimony or documents may be used to compel compliance with congressional demands as reported in chapter2 As reported in chapter 3 the Committee on the Judiciary the Committee is currently engaged in an investigation into alleged obstruction of justice public corruption and other abuses of power by President Donald Trump his associates and members of his Administration Few provisions in the U

S Constitution grant the President an authority as free from legislative constraint as the Pardon Clause While the pardon power has been wielded in numerous instances throughout American history there is limited case law interpreting it This lack of judicial guidance has begot various unsettled legal questions concerning the pardon power s scope and breadth For instance whether the President may issue a self pardon has been the subject of conflicting views and debate as discussed in chapter 4 Chapter 5 examines the broad constitutional authority of Congress to establish and shape the federal bureaucracy Congress may use its Article I law making powers to create federal agencies and individual offices within those agencies design agencies basic structures and operations and prescribe subject to certain constitutional limitations how those holding agency offices are appointed and removed Congress also may enumerate the powers duties and functions to be exercised by agencies as well as directly counteract through later legislation certain agency actions implementing delegated authority The Trump Administration has recently questioned the legal validity of numerous investigative demands made by House committees These objections have been based on various grounds but two specific arguments will be addressed in chapter 6 First the President and other Administration officials have contended that certain committee demands lack a valid legislative purpose and therefore do not fall within Congress s investigative authority Second the President has made a more generalized claim that his advisers cannot be made to testify before Congress even in the face of a committee subpoena House Democrats have introduced a resolution that if approved by the House would formally censure and condemn President Trump for disparaging comments on immigration issues he allegedly made during a meeting with Members of Congress Chapter 7 will discuss examples of congressional censure of the President before addressing its constitutional validity Under the U S Constitution the House of Representatives has the power to formally charge a federal officer with wrongdoing a process known as impeachment The House impeachment process generally proceeds in three phases 1 initiation of the impeachment process 2 Judiciary Committee investigation hearings and mark up of articles of impeachment and 3 full House consideration of the articles of impeachment Chapter 8 provides an overview of the procedures and should not be treated or cited as an authority on congressional proceedings

Congressional Powers in Obtaining Information from the Executive Branch K. Peter Henrickson, 1963 Congressional Power Gary Orfield, 1975 Legislative Powers of Congress George Costello, 1998

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