

Ms. KEPLEY. Yes, sir, that is correct.

Senator THURMOND. She has testified here in the hearing for Judge Bork.

Ms. KEPLEY. Yes, sir.

Senator THURMOND. She made a very fine impression. One of the finest witnesses that we have had come before us.

Ms. KEPLEY. Thank you for your very kind words.

Senator THURMOND. And from her testimony, I gained good respect for that organization. I just want to tell you that.

Ms. KEPLEY. Thank you very much.

Senator THURMOND. Again, I want to thank you all for coming, taking your time, and testifying. I think you have taken the right side. I agree with you.

Thank you very much.

The CHAIRMAN. Before you dismiss them all, Senator, the Senator from Ohio.

Senator METZENBAUM. Ms. Kepley, I don't want to question you about the substance of your testimony, nor about your position, but I've sat through a number of hearings in which I've heard about Concerned Women for America.

There are eleven million people in Ohio, and I've looked around for Concerned Women for America in Ohio, and can't find any, and I know that you always talk about the organization being a catalyst through which over 500,000 women nationwide voice their opinions, and seek solutions to the problems which affect the future of American men, women and families.

Now, I think Ms. LaHaye says you don't have 500,000 members, but that that number has to do with women who have written in or something.

Tell me exactly where you get that 500,000 figure.

Ms. KEPLEY. I will be happy to clarify that for you, sir, and furthermore, we do have membership in Ohio, and I'm sure that—

The CHAIRMAN. They'll come and visit you shortly.

Ms. KEPLEY [continuing]. We'll have some people come and visit you very shortly, that's right.

Senator METZENBAUM. That's fine. I haven't heard from them yet. I'll be glad to hear from them.

Ms. KEPLEY. We would be happy to do that, Senator Metzbaum.

Senator METZENBAUM. I'll be glad to do that. How many members do you have in the country?

Ms. KEPLEY. We have over half a million members.

Senator METZENBAUM. And how do you become a member? Do you pay dues?

Ms. KEPLEY. I would be happy to clarify that for you. Our membership is composed of people who have either supported us actively on the grassroots level, or they have supported us financially, or both.

Quite frankly, Senator, we have members who are senior citizens who are on Social Security, and they cannot afford to donate financially, and so we give them complimentary memberships.

So we have those who are both active on the grassroots level, or those who financially support us, or both.

Senator METZENBAUM. Yes, but that doesn't answer my question. How many dues paying members do you have?

Ms. KEPLEY. I think I just explained our membership.

Senator METZENBAUM. You explained it, but you didn't tell me how many dues paying members you have.

Ms. KEPLEY. We do not have a dues paying membership. We have those who financially support us through donations, and we have those who are active on our grassroots level, and have supported us actively in that realm, or both.

Senator METZENBAUM. Well, since you're a group that consistently comes before Congress on right-wing issues, tell me what kind of contributions do you get? Do you get large contributions from some people who support your philosophy?

I'm trying to get to the bottom of your claim. When somebody comes to the Congress and says, we represent or speak for 500,000 people, which I've heard Ms. LaHaye say before, I want to know what that means.

And I think you have a budget of \$4,000,000, and a staff of 22 people. Now where does the money come from if you don't have dues?

Ms. KEPLEY. Well, I think I explained that. Perhaps I can clarify it a little bit better. I am not privy to the financial records in our organization.

However, we do have those individuals who are supportive of our organization who financially support us, and donate funds. We do not have dues.

Senator METZENBAUM. Then are your financial records open? Are they public, or is it just a private group?

In other words, does one person give you \$4,000,000? Do two people? Do ten people? And do you just claim that you're speaking for 500,000 people?

That's what really concerns me, because that's such an overwhelming number, as compared to almost any other group that comes before the Congress. I really think we're entitled to know what it means to say that your group is speaking for 500,000 people?

Ms. KEPLEY. Well, Senator, we don't have one person or two people who are donating \$4,000,000 to us every year. However, we would, of course, welcome that donation, but, as I said before, we have individuals who financially donate to our organization, and we have those who are active on the grassroots level, or both.

And I would be happy to have our controller contact you regarding this issue.

Senator METZENBAUM. Would you have him do that? I'd like to see your financial reports, because I think it is a matter of concern to us.

Ms. KEPLEY. I cannot promise to you that—I do not know the status of our financial reports, as far as if you would be privy to them, but I would be happy to have our financial officer contact you with any other further questions that you might have.

Senator METZENBAUM. Well, I wanted to say that each time that Concerned Women for America come before us, I am going to press this question, because I'm overwhelmed by the 500,000 figure, and frankly, I question whether you really are, indeed, speaking for

that many people, and I think we are entitled to have some further evidence or documentation.

When the AFL/CIO comes, we ask them how many members; when NOW comes, when the NAACP comes, when any one of a host of other organizations comes, whether it's the NAM or the US Chamber, we get some idea of actual membership.

In this case, I don't know whether it's a figment of the imagination of people who have written in at one time or another, or whether there really is some substance to the claim.

And so I would appreciate your passing on to the powers that be in your organization that this Senator, at least, would like to know before the next appearance, and hopefully through your comptroller, what the basic facts are with respect to this organization.

The CHAIRMAN. Thank you, Senator. I don't think that the point is at all irrelevant. As a matter of fact, earlier today we had one witness stand before us and tell us that he was speaking for 22 million Americans, and I'm not being facetious when I say this.

It was a gay and lesbian rights organization that claims to speak for 22 million. They may very well, but that particular organization does not have 22 million people who in fact are members.

I asked how they arrived at that number, and it was pointed out to me that statistics indicate that ten percent of the population is gay or lesbian, and therefore they spoke for them.

I think it's presumptuous for that organization to speak for anyone that is not their member, and it would obviously be presumptuous of this organization to claim to speak for 500,000 people; but I'm sure they will give us the facts at one point.

Senator METZENBAUM. May I just make one observation to Mr. Colley, please? It will be very brief.

The CHAIRMAN. Oh, sure.

Senator METZENBAUM. I just want to say, Mr. Colley, that you must be a good lawyer, and must be a very able person, because you've got a wonderful sense of humor, as to how you happened to choose the college that you attended.

I very much enjoyed reading in your statement, "In those days Stanford did not welcome blacks, Columbia had a quota system, Harvard was too far from Harlem, so I went to Yale."

Your decision to go to Yale is a big compliment to that college.

The CHAIRMAN. Mr. Colley, if we had time I would love you to tell the nation that's watching, because I think it's both humorous and also almost pathetic, the story you tell about when you headed the Racing Commission, and a very distinguished woman asked you what capacity you—

As a matter of fact, I'll ask you, unless you think it's inappropriate.

Mr. COLLEY. Well, I have no objection. I tell everywhere I go, if anybody will listen.

And the purpose of it is, to illustrate how presumptions are against you when you are in a minority—

The CHAIRMAN. That's the reason I'd like you to tell it.

Mr. COLLEY. I was chairman of the California Horse Racing Board, and was invited to Washington to address, in the Capitol Hilton Hotel, the American Horse Council, made up of all the

horse people. You know, the Vanderbilts, the Whitneys and everybody.

I was the only black person in the room, not only the only one on the platform, but the only one in the room.

The CHAIRMAN. And you were president of this organization?

Mr. COLLEY. No, I was chairman of the California Horse Racing Board, and I was the keynote speaker.

The CHAIRMAN. Oh, California——

Mr. COLLEY. And this lady sitting next to me kept looking at me uncomfortably. And she kept looking, and I thought she was really flirting with me, but I overestimated myself.

And finally she blurted out to me, "For whom do you groom?"

She presumed that I must be a groom who cleaned the stalls, and I told her that sometimes for my wife a little bit, and sometimes for myself—I have a horse or two.

And then when I was introduced to speak, and I spoke on the issues before the convention, and I looked back, she'd fled. I never saw her again, because that seat stayed empty when I got back to it.

The CHAIRMAN. Well, thank you for relating that story.

Senator THURMOND. Mr. Chairman, I just want to suggest to the able Senator from Ohio he might want to look into the NOW organization, since you were looking at these organizations.

Senator METZENBAUM. I don't have any problem about doing that. As a matter of fact, I think they do give us some facts and figures as to how many members they have.

I think that when people come before us and say, we speak for so many people, that we have a right to ask them to give us some back-up, whether it's NOW or whether it's Concerned Women for America, or whether it's the XYZ group.

Senator THURMOND. I just wanted to be sure you didn't single out this particular organization.

Senator METZENBAUM. I really wasn't. But I've heard this 500,000 figure so many times before that I've become a little bit sensitive about it, and just thought that perhaps the message could be taken back that one of the members of the Senate would like to know the back-up facts.

The CHAIRMAN. Senator, before you speak, how many people do you represent?

Senator SPECTER. I represent 12 million Pennsylvanians.

The CHAIRMAN. All right. Well, you're entitled to speak then.

Senator SPECTER. Ms. Kuhl, there has been considerable concern expressed about Judge Kennedy's sensitivity to women.

You were a law clerk for Judge Kennedy. Can you be explicit and tell us what evidence you have, from your personal observations, if any, about Judge Kennedy's sensitivity to women's rights and women's issues?

Ms. KUHL. I was Judge Kennedy's first female law clerk. That was in only his third year on the bench.

One of the things that has always been quite wonderful about clerking for Judge Kennedy, and I think remains so, is something that Wendy Collins Perdue mentioned, and that is that a law clerk for Judge Kennedy is treated like a colleague.