§177-§178

CONSTITUTION OF THE UNITED STATES [ARTICLE III, SECTIONS 1-2]

leged resolution reported from the Committee on the Judiciary authorizing an impeachment inquiry by that committee and investing it with special investigative authorities to facilitate the inquiry (H. Res. 581, Oct. 8, 1998, —). The Committee on the Judiciary filed with the House a privileged report accompanying a resolution containing four articles of impeachment against President Clinton that alleged: (1) the President gave perjurious, false, and misleading testimony to a grand jury; (2) the President gave perjurious, false, and misleading testimony in a Federal civil action; (3) the President prevented, obstructed, and impeded the administration of justice relating to a Federal civil action; and (4) the President abused his office, impaired the administration of justice, and contravened the authority of the legislative branch by his response to 81 written questions submitted by the Committee on the Judiciary (H. Res. 611, Dec. 17, 1998, -). The chairman of the Committee on the Judiciary called up the p. resolution on December 18, 1998 (p. -----). A resolution offered from the floor to permit the Delegate of the District of Columbia to vote on the articles of impeachment was held not to constitute a question of the privileges of the House under rule IX (Dec. 18, 1998, p. ----). To a privileged resolution of impeachment, an amendment proposing instead censure, which is not privileged, was held not germane (Dec. 19, 1998, p. -

For further discussion of impeachment proceedings, see \$\$601-620, infra; \$31, supra, and Deschler's Precedents, vol. 3, ch. 14.

ARTICLE III.

SECTION 1. The judicial Power of the United ^{§ 177. The judges, their} States, shall be vested in one suterms, and preme Court, and in such inferior Courts as the Congress may from time to time ordain and establish. The Judges, both of the supreme and inferior Courts, shall hold their Offices during good Behaviour, and shall, at stated Times, receive for their Services,

a Compensation, which shall not be diminished during their Continuance in Office.

SECTION 2. ¹The judicial Power shall extend ^{§178. Extent of the} to all Cases, in Law and Equity, ^{judicial power.} arising under this Constitution, the Laws of the United States, and Treaties made, or which shall be made, under their Authority;—

CONSTITUTION OF THE UNITED STATES [ARTICLE III, SECTIONS 1-2] \$178a-\$180

to all Cases affecting Ambassadors, other public Ministers and Consuls;—to all Cases of admiralty and maritime Jurisdiction;—to Controversies to which the United States shall be a Party;—to Controversies between two or more States;—between a State and Citizens of another State;—between Citizens of different States;—between Citizens of the same State claiming Lands under Grants of different States, and between a State, or the Citizens thereof, and foreign States, Citizens or Subjects.

Decisions of the Supreme Court involving legislative standing to bring

§178a. Decisions of the Court on legislative standing. cases in Federal court include Coleman v. Miller, 307 U.S. 433 (1939); Goldwater v. Carter, 444 U.S. 996 (1979); Allen v. Wright, 468 U.S. 737 (1984); Whitmore v. Arkansas, 495 U.S. 149 (1990); and, most recently,

Raines v. Byrd, 521 U.S. 811 (1997), holding that Member plaintiffs must have alleged a "personal stake" in having an actual injury redressed, rather than an "institutional injury" that is "abstract and widely dispersed."

² In all Cases affecting Ambassadors, other ^{§ 179. Original and} public Ministers and Consuls, and ^{appellate jurisdiction} those in which a State shall be Party, the supreme Court shall have original Jurisdiction. In all the other Cases before mentioned, the supreme Court shall have

appellate Jurisdiction, both as to Law and Fact, with such Exceptions, and under such Regulations as the Congress shall make.

³The Trial of all Crimes, except in Cases of ^{§ 180. Places of trial of} Impeachment, shall be by Jury; and ^{crimes by jury.} such Trial shall be held in the State where the said Crimes shall have been committed; but when not committed within any State, the Trial shall be at such Place or Places as the Congress may by Law have directed. §181-§185

CONSTITUTION OF THE UNITED STATES [ARTICLE IV, SECTIONS 1-2]

SECTION 3. ¹Treason against the United ^{§ 181. Treason against} States, shall consist only in levying ^{the United States.} War against them, or in adhering to their Enemies, giving them Aid and Comfort. No Person shall be convicted of Treason unless on the Testimony of two Witnesses to the same overt Act, or on Confession in open Court.

² The Congress shall have Power to declare the [§] 182. Punishment for Punishment of Treason, but no Attreason. tainder of Treason shall work Corruption of Blood, or Forfeiture except during the Life of the Person Attainted.

ARTICLE IV.

SECTION 1. Full Faith and Credit shall be given in each State to the Public §183. Each State to give credit to acts, Acts, Records, and judicial Prorecords, etc., of other States. ceedings of every other State. And the Congress may by general Laws prescribe the Manner in which such Acts, Records and Proceedings shall be proved, and the Effect thereof. SECTION 2. ¹The Citizens of each §184. Privileges and immunities of citizens. State shall be entitled to all Privileges and Immunities of Citizens in the several States.

²A Person charged in any State with Treason, [§]185. Extradition for treason, felony, or other crime. ^BFelony, or other Crime, who shall flee from Justice, and be found in another State. shall on Demand of

the executive Authority of the State from which he fled, be delivered up, to be removed to the State having Jurisdiction of the Crime.