

Free read Section 1 guided reading and review the scope of congressional powers answers Copy

in the absence of explicit constitutional text the scope of the investigatory power has been molded and defined primarily by congressional practice negotiations between the political branches and opinions of the supreme court congressional oversight is a collection of tools and techniques that allow congress to monitor the executive branch and gather information on its activities this instrumental approach may make it congressional oversight refers to the power of the u s congress to monitor and change if necessary the actions of the executive branch including the many federal agencies the main goals of congressional oversight are preventing waste fraud and abuse and protecting rights and civil liberties congressional oversight is one of the in the absence of explicit constitutional text the scope of the investigatory power has been molded and defined primarily by congressional practice negotiations between the political branches and opinions of the supreme court this section addresses the limitations the bill of rights places on the scope and nature of the congressional power to inquire the most extensive amount of litigation in this area has involved the privilege against self incrimination guaranteed against governmental abridgment by the fifth amendment scope of congressional oversight and investigative power with respect to the executive branch congressional power to conduct inquiries and to exercise oversight respecting the executive branch is broad and well established this power is not unlimited however given the size and scope of the modern executive establishment congress s oversight role may be even more significant and more demanding than when woodrow wilson wrote in his classic congressional government 1885 quite as congress engages in oversight of the executive branch through the review monitoring and supervision of the implementation of public policy the first congresses inaugurated these oversight techniques through special investigations reporting requirements and the use of the appropriations process to review executive authority congress s investigatory powers are limited by the constitutional protections accorded to individuals under the bill of rights in watkins v united states the supreme court observed that it is unquestionably the duty of all citizens to cooperate with the congress in its efforts to obtain the facts needed for intelligent legislative action congressional oversight is oversight by the united states congress over the executive branch including the numerous u s federal agencies congressional oversight includes the review monitoring and supervision of federal agencies programs activities and policy implementation congress meets in the united states capitol powers of the united states congress are implemented by the united states constitution defined by rulings of the supreme court and by its own efforts and by other factors such as history and custom it is the chief legislative body of the united states subpoenas for the president s personal records the court determined involve significant separation of powers concerns that trigger a different more scrutinizing approach to the scope of congress s power founders controlled power not only by checks from the other branches but by creating a bicameral or two house congress the senate and the house of representatives the powers of congress then are both constitutional and evolutionary as a growing list of witnesses have refused to appear before congress or turn over requested documents the house has issued a steadily increasing number of subpoenas which has in turn provoked litigation over the scope of congress subpoena power and in some circumstances whether and to what extent executive privilege provides a defense this report provides an overview and analysis of congressional advisory commissions information on the general statutory structure of a congressional commission and a catalog of congressional commissions created since the 101st congress the structure of the united states congress with a separate house and senate respectively the lower and upper houses of the bicameral legislature is complex with numerous committees handling a disparate array of topics presided over by elected officers some committees manage other committees events surrounding the 2000 presidential election led to intense national interest in voting processes and the administration of elections this report reviews the current federal role and limitations thereof in the administration of elections congress may not enact any legislation that exceeds the limits of its enumerated powers however congress s enumerated powers may authorize the federal government to enact legislation that affects the scope of power exercised by the states the congressional review act is an incredibly important tool for reining in abuses from the regulatory state sen ted cruz r texas ranking member of the commerce science and after briefly reviewing the major nineteenth century supreme court decisions on the necessary and proper clause following mcculloch the section concludes with a review of the modern supreme court cases on the scope of congress s power under the clause

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