

# EXECUTIVE SESSION

STENOGRAPHIC TRANSCRIPT OF

## HEARINGS

COMMITTEE ON GOVERNMENT OPERATIONS

## HOUSE OF REPRESENTATIVES

Washington, D. C.

May 5, 1965

COMMITTEE BUSINESS

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EXECUTIVE SESSION

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COMMITTEE BUSINESS

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WEDNESDAY, MAY 5, 1965

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House of Representatives,  
Committee on Government  
Operations,  
Washington, D. C.

The committee met at 11:05 a.m., pursuant to call, in room 2154, Rayburn House Office Building, Hon. William L. Dawson (chairman of the committee) presiding.

Present: Full committee.

Staff members present: Mrs. Christine Ray Davis, Staff Director; James A. Lanigan, General Counsel, Miles Q. Romney, Associate General Counsel; J. Philip Carlson, Minority Counsel; Raymond T. Collins, Minority Staff Member; and Elmer W. Henderson, Counsel, Executive and Legislative Reorganization Subcommittee.

The Chairman. We will open hearings of the subcommittee, and I present for your consideration, from the Subcommittee on Executive and Legislative Reorganization, H. R. 6927, to establish a Department of Housing and Urban Development. The bill, introduced by our colleague, Congressman Dante B. Fascell of Florida, will carry out a recommendation made to the Congress by

1 President Lyndon B. Johnson.

2 The legislation does two principal things, among others:  
3 It raises the status of the Housing and Home Finance Agency to  
4 an executive department and adds to the new secretary's duties  
5 those of advising the President and exercising leadership within  
6 the administration on urban problems and development.

7 This committee reported favorably a similar bill, H.R.  
8 8429, in the 87th Congress which failed to obtain a rule from the  
9 Rules Committee and subsequently in 1962 approved a Reorganiza-  
10 tion Plan submitted by the President which would have the same  
11 effect. This Plan was defeated on the Floor of the House.

12 Hearings were held on the pending bill and companion bills  
13 on April 5 and 6, 1965, at which time the Director of the Bureau  
14 of the Budget and other witnesses testified both for and against.  
15 A full record was made and it was the opinion of the majority  
16 of the subcommittee that the bill should be approved. I may  
17 say that this measure is considered an important item in the  
18 Administration's program.

19 Congressman Fascell, the author of the bill, is prepared  
20 to answer any questions you may wish to ask.

21 Mr. Moorehead. Mr. Chairman, I would like to ask the  
22 gentleman a question: Are the functions of the Urban Redevelop-  
23 ment Administration and the Community Facilities Administration  
24 transferred and, if so, why are they not mentioned, but Federal  
25 Housing Administration and Public Housing are?

1 only a very small portion of the funds from the Federal Govern-  
2 ment for private housing would be under this proposed level  
3 department.

4 Last, but not least, those who feel that this ultimately  
5 will be only raising HHFA to cabinet level will find out what  
6 we are doing is creating a skeleton flushed out not by legis-  
7 lation passed by Congress through the years but probably  
8 through the reorganization plan procedure.

9 I think this is merely to get around what was the Re-  
10 organization Act of 1949, I think the last Congress or two  
11 Congresses ago, a specific prohibition against the creation of  
12 a new cabinet level department through a reorganization plan  
13 procedure.

14 If the legislation creates the department, it will be  
15 flushing out, or beefed up, through the reorganization procedure,  
16 which is not a laudable legislative procedure Congress proposes,  
17 but rather subject to veto, and for these reasons oppose this.

18 The Chairman. We will now vote on the legislation -  
19 H. R. 6927. We will have a roll call vote. Mrs. Davis will  
20 call the roll.

21 Mrs. Davis. Mr. Holifield?

22 Mr. Holifield. Aye.

23 Mrs. Davis. Mr. Brooks?

24 Mr. Brooks. Nay.

25 Mrs. Davis. Mr. Fountain?

1 Mr. Fountain. Nay.

2 Mrs. Davis. Mr. Hardy?

3 No answer from Mr. Hardy.

4 Mrs. Davis. Mr. Blatnik?

5 The Chairman. By proxy, Mr. Blatnik votes "aye".

6 Mrs. Davis. Mr. Jones.

7 Mr. Jones. At this point, I am voting Nay, but I would  
8 like to reserve the right to be recorded later on this matter -  
9 at the end of the roll call vote.

10 Mrs. Davis. Mr. Garmatz?

11 Mr. Garmatz. Aye.

12 Mrs. Davis. Mr. Moss?

13 Mr. Moss. Aye.

14 Mrs. Davis. Mr. Fascell?

15 Mr. Fascell. Aye.

16 Mrs. Davis. Mr. Reuss?

17 Mr. Reuss. Aye.

18 Mrs. Davis. Mr. Monagan?

19 Mr. Monagan. Aye.

20 Mrs. Davis. Mr. Macdonald?

21 The Chairman. By proxy, Mr. Macdonald votes "aye".

22 Mrs. Davis. Mr. Roush?

23 The Chairman. By proxy, Mr. Roush votes "aye".

24 Mrs. Davis. Mr. Moorhead?

25 Mr. Moorhead. Aye.

1 Mrs. Davis. Mr. Gallagher?  
2 The Chairman. By proxy, Mr. Gallagher votes "aye".  
3 Mrs. Davis. Mr. Randall?  
4 Mr. Randall. Aye.  
5 Mrs. Davis. Mr. Rosenthal?  
6 Mr. Rosenthal. Aye.  
7 Mrs. Davis. Mr. Wright?  
8 Mr. Wright. Aye.  
9 Mrs. Davis. Mr. St Germain?  
10 Mr. St Germain. Aye.  
11 Mrs. Davis. Mr. King?  
12 No answer from Mr. King.  
13 Mrs. Davis. Mr. Dow?  
14 Mr. Dow. Aye.  
15 Mrs. Davis. Mr. Helstoski?  
16 The Chairman. By proxy, Mr. Helstoski votes "aye".  
17 Mrs. Davis. Mr. Dawson?  
18 The Chairman. Aye.  
19 Mrs. Davis. Mr. Brown?  
20 Mr. Erlenborn. By proxy, Mr. Brown votes "nay".  
21 Mrs. Davis. Mrs. Dwyer.  
22 Mr. Erlenborn. Mrs. Dwyer would like to be recorded  
23 as "passing".  
24 Mrs. Davis. Mr. Griffin?  
25 Mr. Griffin. Nay.

1 Mrs. Davis. Mr. Reid?

2 Mr. Reid. Aye.

3 Mrs. Davis. Mr. Horton?

4 No answer from Mr.Horton.

5 Mrs. Davis. Mr.Latta?

6 No answer from Mr. Latta.

7 Mrs. Davis. Mr. Rumsfeld?

8 Mr. Rumsfeld. Nay.

9 Mrs. Davis. Mr. Dickinson?

10 Mr.Erlenborn. By proxy, Mr. Dickinson votes "nay".

11 Mrs. Davis. Mr. Erlenborn?

12 Mr. Erlenborn. Nay.

13 Mrs. Davis. Mr. Callaway?

14 Mr. Gurney. By proxy, Mr. Callaway votes "nay".

15 Mrs. Davis. Mr. Gurney?

16 Mr. Gurney. Nay.

17 Mr. Jones. Mrs. Davis, I have considered the matter,

18 and I wish to change my earlier vote and be recorded as voting

19 "Aye". I do this in order to vote the matter out of the

20 Committee to the Floor of the House, and to reserve the right

21 to object to it on the Floor.

22 Mrs. Davis. Mr.Jones, your vote will be recorded as "Aye".

23 Mr. Brooks. Mrs. Davis, in view of Mr.Jones' action on

24 the measure, I wish to change my vote. I wish to be recorded

25 as voting "Aye" in order to vote the matter out of the Committee.

1 Mrs. Davis. Mr. Brooks, your vote will be recorded as  
2 "Aye".

3 The vote is 21 to 8; 21 ayes and 8 nays.

4 The Chairman. We will consider it reported out.

5 Mr. Erlenborn. I request leave to file a minority view  
6 by Monday night.

7 The Chairman. If there is no objection, that leave is  
8 granted.

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