

UNITED STATES GOVERNMENT

Memorandum

b6
b7c

TO : Director, Federal Bureau of Investigation DATE: December 7, 1976

FROM : Richard L. Thornburgh
Assistant Attorney General
Criminal Division FEDERAL GOVERNMENT

RLT:THH:RAH:LMB:ph
72-017-16

SUBJECT: Jesse Helms, United States Senator from North Carolina, Election Laws

Reference is made to your letterhead memorandum of August 30, 1976 in which you alerted us to a newspaper story depicting Senator Jesse Helms, of North Carolina, as having hosted on August 25, 1976, in Room G-219, Dirksen Senate Office Building, a fund-raising cocktail party for [redacted] a Montana senatorial candidate. If this story is true, 18 U.S.C. §603, which prohibits Congressmen from using "any room or building occupied in the discharge of official duties" for the solicitation or receipt of political contributions, may have been violated.

To determine whether §603 has been violated, we request that the Bureau conduct the following preliminary investigation.

1) Please determine if, in fact, the fund-raising event was held in Room G-219, Dirksen Senate Office Building as reported.

2) If that event was held, please determine the nature of Room G-219. In particular, it would be useful to determine whether this room is used for public meetings and whether it was rented by Senator Helms or the [redacted] for U.S. Senate Committee for the event in question.

3) Please also check the [redacted] for U.S. Senate Committee's expenditure records at the Federal Election Commission for the months of August through October to see whether there is any indication of a rental payment having been made for the use of that room. To avoid undue publicity, it is requested that the Bureau use the Commission's private viewing room when it examines the [redacted] Committee records.

[redacted] of the Federal Election Commission's Office of Compliance has requested that before examining any Commission records, the Bureau contact him personally.

EXP. PROC.
33 DEC 9 1976



10/11/76 A. H. W. S. W. F. O. (Adm) 12-14
1 - Cellery J. J. O'Brien
55 MAR 15 1977

12 DEC 9 1976

[redacted] of the Public Integrity Section will be responsible for this investigation. Any questions about this matter should be directed to her at [redacted]

TRANSMIT VIA: AIRTEL

PRECEDENCE: _____

CLASSIFICATION: _____

DATE: 12/10/76

TO: SAC, WFO

From: Director, FBI

JESSE HELMS,
U. S. SENATOR FROM
NORTH CAROLINA;
ELECTION LAWS
(OO: WFO)

- 1 - Mr. Gallagher
- 1 - Mr. Ingram
- 1 - Mr. Peelman
- 1 - Mr. Boyd
- 1 - Mr. Moore
- 1 - Mr. Mintz

5-1
[Handwritten initials]

Enclosed are two copies of a self-explanatory Departmental letter dated 12/7/76.

Complete the requested investigation in accordance with the provisions of Section 35, Volume II, Manual of Instructions, and surep within 15 days of the receipt of this communication.

State in the first paragraph of the details of your report that it contains the results of a limited investigation and underscore the word limited preliminary preliminary

Advise all persons interviewed appropriate officials at the outset that this investigation is being conducted at the specific request of the U. S. Department of Justice.

(This line for LEFT MARGIN.)

(Do not type BEYOND THIS MARGIN.)

REC-2 56-5298

Remarks: The Department has advised it has no objection to Senator Helms' Office being notified that a preliminary inquiry is being made in this matter. FBIHQ will handle notification to Senator Helms' Office.

MAILED 12
DEC 13 1976
FBI

APPROVED:

Adm. Serv.....	Legal Coun.....
Ext. Affairs.....	Plan. & I.....
Fin. & Pers.....	Rec. Mgmt.....
Gen. Inv.....	S. & T.....
Ident.....	Sp. Inv.....
Intell.....	Training.....

Enc. ()

1 - SAC, Charlotte (INFO) (Enc.)

JTB:bam (10)

NOTE: See Peelman to Gallagher memo, same caption, 12/10/76.

[Handwritten signatures and dates: bam, 3/6, 3/15/77]

MAIL ROOM TELETYPE UNIT

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Gallagher *RS/17*

FROM : ~~J. S. Peelman~~ *AS/17*

SUBJECT: JESSE HELMS,
U. S. SENATOR FROM
NORTH CAROLINA;
ELECTION LAWS

DATE: 12/10/76

- 1 - Mr. Gallagher
- 1 - Mr. Ingram
- 1 - Mr. Peelman *5-1*
- 1 - Mr. Boyd
- 1 - Mr. Moore *10/17*
- 1 - Mr. Mintz

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.:

- Adm. Serv. _____
- Ext. Affairs _____
- Fin. & Pers. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Rec. Mgnt. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

PURPOSE: To advise that the Criminal Division of the Department has requested a limited investigation into a possible violation of 18 USC 603 by Senator Jesse Helms of North Carolina. This Statute prohibits Congressmen from using "any room or building occupied in the discharge of official duties" for the solicitation or receipt of political contributions. Helms reportedly hosted a fund-raising cocktail party in a room at the Senate Office Building on 8/25/76, on behalf of [redacted] who was a Montana senatorial candidate.

b6
b7c

RECOMMENDATIONS: *DC.*

(1) That the enclosed airtel ordering investigation by our WFO be approved.

Approved and sent 12/10/76 KUD

(2) That the Office of Congressional Affairs notify Senator Helms' Office that a preliminary inquiry is being made at the request of the Department into a possible violation of 18 USC 603.

APPROVED:

Director _____
 Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____

Adm. Serv. _____
 Ext. Affairs _____
 Fin. & Pers. _____
 Gen. Inv. _____
 Ident. _____
 Intell. _____

Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgnt. _____
 S. & T. Serv. _____
 Spec. Inv. _____
 Training _____

REC-2
52980
 13 DEC 1976

DETAILS: By memorandum dated 8/30/76, we alerted the Criminal Division to a newspaper story which reported that Senator Jesse Helms of North Carolina had hosted a fund-raising

Enclosure *sent*

[redacted] Helms
 Briefed 12/14/76 by SA [redacted] GCA, LCO.
 OOC

JJB:bam (7)

DETAILS - CONTINUED OVER



FEB 1977

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

Memorandum to Mr. Gallagher
RE: JESSE HELMS

b6
b7c

cocktail party for [redacted] a Montana senatorial candidate, on 8/25/76, in the Dirksen Senate Office Building.

By memorandum dated 12/7/76, the Criminal Division, U. S. Department of Justice, indicates that the above fund-raising activity may be a violation of 18 USC 603, prohibiting the use of Government space for the solicitation of political contributions, and requested a limited investigation. Investigation consists of determining if in fact the event was held as reported in the press; if the event occurred, determine the nature and normal use of the particular room engaged for the function, and who paid the costs; and to review appropriate records at the Federal Election Commission as to expenditures reported by the [redacted] for U. S. Senate Committee.

To avoid undue publicity, the Department requested we use the Commission's private viewing room when examining the records. On 12/10/76, Departmental Attorney [redacted] advised that the Department has no objection to Senator Helms' Office being notified that a preliminary inquiry is being made in this matter.

10

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE WASHINGTON FIELD	OFFICE OF ORIGIN WASHINGTON FIELD	DATE 12/27/76	INVESTIGATIVE PERIOD 12/17/76
TITLE OF CASE JESSE HELMS, UNITED STATES SENATOR FROM NORTH CAROLINA		REPORT MADE BY SA [REDACTED]	TYPED BY mer
		CHARACTER OF CASE ELECTIONS LAWS	

5 b6 b7C

REFERENCE: Buairtel to WFO dated 12/10/76.

ADMINISTRATIVE

Note: Confirmed info given on 1-4-77.

If further investigation is deemed necessary in this matter, WFO will need a copy of the LHM mentioned in attachment to referenced airtel for background information and to set out leads to interview writer of newspaper article in question. Purpose of interview will be to determine why he considered cocktail party a fund raiser and, additionally, names of individuals present. Further, if [REDACTED] and Senator JESSE HELMS are interviewed at this time, it is to be noted they will have to be advised of their constitutional rights as set forth on standard waiver of rights form.

FD 217

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		

38

APPROVED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE: ③ - Bureau 1 - WFO (56-529)		56	5298	4	REC-2
		7 JAN 6 1977			

Dissemination Record of Attached Report				Notations DATA PROC
Agency	loc CRIM D, loc RES			
Request Recd.				
Date Fwd.	1-6-77			
How Fwd.	0-70(CC)			
By	JTB/dew			

70 FEB 10 1977

WFO 56-529

[REDACTED] Director, Food Services, United States Senate, Room 200, Dirksen Building, was advised that this investigation was being conducted at the specific request of the United States Department of Justice and that it involves a possible violation of 18 U.S.C., Section 603.

LEAD

WASHINGTON FIELD

AT WASHINGTON, D. C. Will await review of this matter by Bureau and Department to determine if further investigation is warranted.

B*

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA [REDACTED] Office: Washington, D. C.
Date: December 27, 1976
Field Office File #: 56-529 Bureau File #:
Title: JESSE HELMS
UNITED STATES SENATOR FROM
NORTH CAROLINA
Character: ELECTION LAWS

b6
b7C

Synopsis

[REDACTED] Director, Food Services, United States Senate, interviewed 12/17/76, and he advised that Room G-219, Dirksen Building, is not available to the public and can only be made available by enforcement of a Senator. This particular room was booked for 8/25/76, from 6:00 p.m. to 8:00 p.m., under the name of Senator HELMS, with a guarantee that 100 people would be in attendance. The room was utilized for an unspecified function and a bill of \$145.20 was paid for in cash by [REDACTED] National Campaign Political Action Committee. Room G-219, according to [REDACTED] is under the control of the restaurant and is utilized primarily for banquets and catered affairs. [REDACTED] stated that the day after the function was held, he received a call from someone in Senator HELM's office advising him that an individual from the New York Times had attended the function and was going to cause some trouble. The caller, who [REDACTED] did not remember by name, indicated that he was going to file a report stating that this was a fund-raising affair. A review of the [REDACTED] for United States Senate Committee expenditure records for the months of August through October, 1976, failed to disclose any indication of a rental payment for the use of Room G-219 in the Dirksen Senate Office Building on 8/25/76.

- P -

DETAILS: AT WASHINGTON, D. C.

The investigation contains the results of a limited investigation.

FEDERAL BUREAU OF INVESTIGATION

1

Date of transcription 12/23/76

[redacted] Federal Election Commission Office of Compliance, 1325 K Street, N. W., made available the [redacted] for U. S. Senate Committee expenditure records for the months of August through October 1976. A review of these records in the commission's private viewing room by the below listed Special Agent (SA) of the Federal Bureau of Investigation (FBI) failed to disclose any indication of a rental payment for the use of Room G-219 in the Dirksen Senate Office Building on August 25, 1976.

Interviewed on 12/17/76 at Washington, D. C. File # WFO 56-529

by SA [redacted] :dai Date dictated 12/21/76

FEDERAL BUREAU OF INVESTIGATION

b6
b7CDate of transcription 12/30/76

[redacted] Director - Food Service, United States Senate, Room B-200, Dirksen Building, telephone [redacted] was interviewed regarding the nature of Room G-219, Dirksen Senate Office Building, and additionally the user of the room on August 25, 1976. [redacted] was advised that this investigation was being conducted at the specific request of the U. S. Department of Justice and that it involved a possible violation of Title 18, U. S. Code, 603. [redacted] furnished the following information:

He said that Room G-219 is a thirty foot by forty foot, carpeted room controlled by the restaurant, that is utilized primarily for banquets and catered affairs. He indicated that this room is not opened to the public for meetings and can only be made available by endorsement of a Senator.

[redacted] advised that Room G-219 was booked for August 25, 1976, from 6:00 p.m. to 8:00 p.m. under the name of Senator HELMS with a guarantee that 100 people would be in attendance. [redacted] stated that the room was utilized for an unspecified function and the bill of \$145.20 which is itemized below was paid for in cash by [redacted] National Campaign Political Action Committee, telephone [redacted]

ITEMIZED BILL

4 lbs of mixed nuts	\$ 16.00
3 cases Special Beverages	72.00
10% handling	7.20
Services and Labor	50.00
Total	\$145.20

[redacted] stated that the day after the function was held, he received a call from someone in HELM's office advising him that an individual from New York Times had attended the event and was going to cause some trouble. The caller, who [redacted] did not remember by name, indicated

b6
b7C

Interviewed on 12/17/76 at Washington, D. C. File # 56-529
by SA [redacted] Jr. and SA [redacted] caj Date dictated 12/21/76

WFO 56-529

that the unidentified party from the New York Times was going to file a report stating that this was a fund-raising affair.

[redacted] said that the next time he heard anything about this function was when he was called to the office of [redacted] Staff Director, Rules Committee. [redacted] advised that the purpose of this meeting with [redacted] was to establish criteria for room endorsement to ensure that a problem such as this would not arise again. As a result of this meeting, [redacted] stated that in the future each endorsement for a room reservation will have to include a statement regarding its intended useage.

In conclusion, [redacted] stated that he did not know the purpose of the function held in Room G-219 on August 25, 1976. Additionally, he advised that [redacted] General Counsel for Rules and Administration would have to decide if a copy of the aforementioned itemized bill could be released to the Federal Bureau of Investigation (FBI) as it is part of Senate records. [redacted] said he would call regarding [redacted] decision the beginning of next week.

FBI

TRANSMIT VIA:

- Teletype
- Facsimile
- Airtel

PRECEDENCE:

- Immediate
- Priority
- Routine

CLASSIFICATION:

- TOP SECRET
- SECRET
- CONFIDENTIAL
- E F T O
- CLEAR

Date 10/19/77

TO: DIRECTOR, FBI (56-5298)
 FROM: SAC, WFO (56-529) (P)

JESSE HELMS;
 UNITED STATES SENATOR FROM
 NORTH CAROLINA
 ELECTION LAWS

ReWFOreport of SA [redacted] dated, 12/27/76.

The Bureau is requested to advise results of review by the U. S. Department of Justice concerning this matter. If no additional investigation is requested regarding captioned matter, WFO intends to close its case, UACB.

ST-115

REC-63

56-5298-5

3- Bureau
 1- WFO

TDM:dar
 (4)

Handwritten:
 AITW
 SAC WFO
 10/18/77
 [Signature]

Stamp:
 10-31
 24 OCT 25 1977

58 NOV 3 1977

Approved: _____ Transmitted _____ (Number) _____ (Time) Per _____

AIRTEL

10/28/77

To: SAC, WFO (56-529) 1 - Mr. Boyd
From: Director, FBI (56-5298)

J

6
JESSE HELMS;
UNITED STATES SENATOR FROM
NORTH CAROLINA
ELECTION LAWS

Reurairtel 10/19/77.

Results of investigation were furnished to the Department on 1/6/77. No further requests for investigation have been received. Case should be closed.

T

MAILED 15
OCT 28 1977
FBI

ST-115

REC-63

56-5298-6

23 OCT 31 1977

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Adm. Serv. _____
- Crim. Inv. _____
- Fin. & Pers. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Spec. Inv. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

JJB:bam (4)
bam

021 50 5 20 PM JJ

29
58 NOV 3 1977

REC'D
58

MAIL ROOM TELETYPE UNIT