

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶43.18 PROVIDING FOR THE CONSIDERATION OF H. RES. 423

Mr. MOAKLEY, by direction of the Committee on Rules, called up the following resolution (H. Res. 427):

Resolved, That upon adoption of this resolution it shall be in order to consider in the House the resolution (H. Res. 423) amending the Rules of the House of Representatives to provide for certain changes in the administrative operations of the House. The resolution shall be debatable for not to exceed one hour, to be equally divided and controlled by the majority and minority leaders. The previous question shall be considered as ordered on the resolution to find adoption without intervening motion except an amendment to be offered by Representative Michel of Illinois, consisting of the text printed in the report of the Committee on Rules accompanying the resolution, which shall be debatable for not to exceed one hour, to be equally divided and controlled by the proponent and a Member opposed thereto. All points of order against consideration of and against the resolution, and against the amendment are hereby waived.

When said resolution was considered. After debate,

On motion of Mr. MOAKLEY, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

Mr. SOLOMON objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 257
Nays 159

¶43.19 [Roll No. 82] YEAS—257

Abercrombie	Cardin	Edwards (CA)
Ackerman	Carper	Edwards (TX)
Alexander	Carr	Engel
Anderson	Chapman	English
Andrews (ME)	Clay	Erdreich
Andrews (NJ)	Clement	Espy
Andrews (TX)	Coleman (TX)	Evans
Annunzio	Collins (IL)	Fascell
Anthony	Collins (MI)	Fazio
Applegate	Condit	Feighan
Aspin	Conyers	Flake
Atkins	Cooper	Foglietta
AuCoin	Cox (IL)	Ford (MI)
Bacchus	Coyne	Ford (TN)
Beilenson	Cramer	Frank (MA)
Bennett	Darden	Frost
Berman	de la Garza	Gaydos
Bevill	DeFazio	Gejdenson
Bilbray	DeLauro	Gephardt
Blackwell	Dellums	Geren
Bonior	Derrick	Gibbons
Borski	Dicks	Glickman
Boucher	Dixon	Gonzalez
Boxer	Donnelly	Gordon
Brewster	Dooley	Guarini
Brooks	Dorgan (ND)	Hall (OH)
Browder	Downey	Hall (TX)
Brown	Durbin	Hamilton
Bruce	Dwyer	Harris
Bustamante	Dymally	Hatcher
Byron	Early	Hayes (IL)
Campbell (CO)	Eckart	Hayes (LA)

Hefner	Mink
Hertel	Moakley
Hoagland	Mollohan
Hochbrueckner	Montgomery
Horn	Moody
Hoyer	Moran
Hubbard	Mrazek
Hughes	Murphy
Hutto	Murtha
Jacobs	Nagle
Jefferson	Natcher
Jenkins	Neal (MA)
Johnson (SD)	Neal (NC)
Johnston	Nowak
Jones (GA)	Oakar
Jones (NC)	Oberstar
Jontz	Obey
Kanjorski	Olin
Kaptur	Olver
Kennedy	Ortiz
Kennelly	Orton
Kildee	Owens (NY)
Klecza	Owens (UT)
Kolter	Pallone
Kopetski	Panetta
Kostmayer	Parker
LaFalce	Pastor
Lancaster	Patterson
Lantos	Payne (NJ)
LaRocco	Payne (VA)
Lehman (CA)	Pease
Lehman (FL)	Pelosi
Levin (MI)	Penny
Lewis (GA)	Perkins
Lipinski	Peterson (FL)
Lloyd	Peterson (MN)
Long	Pickett
Lowe (NY)	Pickle
Luken	Poshard
Manton	Price
Markey	Rahall
Martinez	Rangel
Matsui	Ray
Mavroules	Reed
Mazzoli	Richardson
McCloskey	Roe
McCurdy	Roemer
McDermott	Rose
McHugh	Rostenkowski
McMillen (MD)	Rowland
McNulty	Roybal
Mfume	Sabo
Miller (CA)	Sanders
Mineta	Sangmeister

NAYS—159

Allard	Gallo	McCandless
Allen	Gekas	McCollum
Archer	Gilchrest	McCrery
Army	Gillmor	McDade
Baker	Gilman	McEwen
Ballenger	Goodling	McGrath
Barrett	Goss	McMillan (NC)
Barton	Gradison	Meyers
Bateman	Grandy	Michel
Bentley	Green	Miller (OH)
Bereuter	Gunderson	Miller (WA)
Bilirakis	Hammerschmidt	Molinari
Biley	Hancock	Moorhead
Boehert	Hansen	Morella
Boehner	Hastert	Morrison
Broomfield	Hefley	Myers
Bunning	Henry	Nichols
Burton	Herger	Nussle
Callahan	Hobson	Oxley
Camp	Holloway	Packard
Campbell (CA)	Hopkins	Paxon
Chandler	Horton	Petri
Clinger	Houghton	Porter
Coble	Hunter	Pursell
Coleman (MO)	Hyde	Quillen
Combest	Inhofe	Ramstad
Coughlin	Ireland	Ravenel
Cox (CA)	James	Regula
Crane	Johnson (CT)	Rhodes
Cunningham	Johnson (TX)	Ridge
Davis	Kasich	Riggs
DeLay	Klug	Rinaldo
Dickinson	Kolbe	Ritter
Doolittle	Kyl	Roberts
Dreier	Lagomarsino	Rogers
Duncan	Leach	Rohrabacher
Edwards (OK)	Lent	Ros-Lehtinen
Emerson	Lewis (CA)	Roth
Ewing	Lewis (FL)	Roukema
Fawell	Lightfoot	Santorum
Fields	Livingston	Saxton
Fish	Lowery (CA)	Schaefer
Franks (CT)	Machtley	Schiff
Gallegly	Marlenee	Schulze

Sensenbrenner	Solomon	Vander Jagt
Shaw	Spence	Vucanovich
Shays	Stearns	Walker
Shuster	Stump	Walsh
Skeen	Sundquist	Weldon
Smith (NJ)	Taylor (NC)	Wolf
Smith (OR)	Thomas (CA)	Wylie
Smith (TX)	Thomas (WY)	Young (FL)
Snowe	Upton	Zimmer

NOT VOTING—18

Barnard	Gingrich	Smith (IA)
Bryant	Huckaby	Weber
Castello	Laughlin	Whitten
Dannemeyer	Levine (CA)	Yates
Dingell	Martin	Young (AK)
Dornan (CA)	Russo	Zeliff

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶43.20 HOUSE ADMINISTRATIVE REFORM

Mr. GEPHARDT, pursuant to House Resolution 427, called up the following resolution (H. Res. 423):

Resolved,

SECTION 1. SHORT TITLE.

This resolution may be cited as the "House Administrative Reform Resolution of 1992".

SEC. 2. AMENDMENTS TO RULE II RELATING TO THE ELECTION OF OFFICERS OF THE HOUSE.

Rule II of the Rules of the House of Representatives (relating to the election of officers) is amended—

(1) by striking "Postmaster,"; and

(2) by adding at the end the following new sentence: "The Clerk, Sergeant-at-Arms, and the Doorkeeper may be removed by the House or by the Speaker."

SEC. 3. AMENDMENTS TO RULE III RELATING TO THE DUTIES OF THE CLERK.

Clause 3 of rule III of the Rules of the House of Representatives (relating to duties of the Clerk) is amended—

(1) in the first sentence by striking "make or approve all contracts, bargains, or agreements relative to furnishing any matter or thing, or for the performance of any labor for the House of Representatives in pursuance of law or order of the House, keep full and accurate accounts of the disbursements of the contingent fund of the House, keep the stationery account of Members, Delegates, and the Resident Commissioner from Puerto Rico, and pay them as provided by law," and inserting a period; and

(2) by striking the second sentence.

SEC. 4. AMENDMENTS TO RULE IV RELATING TO THE DUTIES OF THE SERGEANT-AT-ARMS

Clause 1 of rule IV of the Rules of the House of Representatives (relating to duties of the Sergeant-at-Arms) is amended by striking "and keep the accounts for the pay and mileage of Members, Delegates, and the Resident Commissioner from Puerto Rico, and pay them as provided by law".

SEC. 5. REPEAL OF RULE VI TO ELIMINATE THE POSITION OF POSTMASTER.

Rule VI of the Rules of the House of Representatives (relating to duties of the Postmaster) is repealed.

SEC. 6. AMENDMENT TO THE RULES TO CREATE THE POSITION OF DIRECTOR OF NON-LEGISLATIVE AND FINANCIAL SERVICES.

The Rules of the House of Representatives are amended by adding at the end the following new rule:

"RULE LII

"DIRECTOR OF NON-LEGISLATIVE AND FINANCIAL SERVICES

"1. The Director of Non-legislative and Financial Services shall be appointed for a

Congress by the Speaker, the majority leader, and the minority leader, acting jointly. The Director may be removed by the House or by the Speaker. The Director shall be paid at the same rate of basic pay as the elected officers of the House.

"2. The Director of Non-legislative and Financial Services shall have extensive managerial and financial experience.

"3. Subject to the policy direction and oversight of the Committee on House Administration, the Director shall have operational and financial responsibility for functions assigned by resolution of the House.

"4. Subject to the policy direction and oversight of the Committee on House Administration, the Director shall develop employment standards that provide that all employment decisions for functions under the Director's supervision be made in accordance with the non-discrimination provisions of clause 9 of rule XLIII and of rule LI, without regard to political affiliation, and solely on the basis of fitness to perform the duties involved. No adverse personnel action may be taken by the Director without cause."

SEC. 7. TRANSFER OF FUNCTIONS TO THE DIRECTOR OF NON-LEGISLATIVE AND FINANCIAL SERVICES.

(a) IN GENERAL.—As soon as practicable, but not later than the ninetieth day beginning after the date of adoption of this resolution, the functions and entities specified in subsection (d) shall be transferred to the Director of Non-legislative and Financial Services.

(b) REGULATIONS.—The Committee on House Administration shall have authority to prescribe regulations providing for—

(1) the orderly transfer of the functional and entities specified in subsection (d); and

(2) such additional transfers of functions and entities specified in subsection (d) with respect to the Clerk, Sergeant-at-Arms, Doorkeeper, and the Director as may be necessary for the improvement of non-legislative and financial services in the House.

(c) Except as provided in subsection (d), functions and entities within the jurisdiction of the Committee on House Administration under rule X of the Rules of the House of Representatives may not be transferred to the Director.

(d) SPECIFICATION.—The functions and entities referred to in subsection (a) are: Office of Employee Assistance, Finance Office, pay and mileage of Members, House Information Systems, Office Furnishings, Office Supply Service, Office Systems Management, Placement Office, Special Services Office, Telecommunications, Telephone Exchange, Typewriter Repair, Barber Shop, Beauty Shop, House Restaurant System, Office of Photography, Inside Mail and Internal Mail Operations (including coordination with postal substations to be operated by the United States Postal Service), Guide Service, and Child Care Center, and the non-legislative functions of the Printing Services, Recording Studio, and Records and Registration.

SEC. 8. AMENDMENTS TO THE RULES TO CREATE THE OFFICE OF INSPECTOR GENERAL.

The Rules of the House of Representatives are amended by adding at the end the following new rule:

"RULE LIII

"OFFICE OF INSPECTOR GENERAL

"1. There is established the Office of Inspector General.

"2. The Inspector General shall be appointed for a Congress by the Speaker, the Majority leader, and the minority leader, acting jointly.

"3. Subject to the policy direction and oversight of the Committee on House Administration, the Inspector General shall be responsible only for—

"(A) conducting periodic audits of the financial functions under the Director of Non-legislative and Financial Services, Clerk, Sergeant-at-Arms, and Doorkeeper;

"(B) informing the Director or other officer who is the subject of an audit of the results of that audit and suggesting appropriate curative actions;

"(C) notifying the Speaker, the majority leader, the minority leader, and the chairman and ranking minority party members of the Committee on House Administration in the case of any financial irregularity discovered in the course of carrying out responsibilities under this rule; and

"(D) submitting to the Speaker, the majority leader, the minority leader, and the chairman and ranking minority party member of the Committee on House Administration and to the Subcommittee on Administrative Oversight of the Committee on House Administration a report of each audit conducted under this rule."

SEC. 9. SUBCOMMITTEE ON ADMINISTRATIVE OVERSIGHT.

Clause 3 of rule X of the Rules of the House of Representatives is amended by adding at the end the following new paragraph:

"(j)(1) There is established a bipartisan Subcommittee on Administrative Oversight of the Committee on House Administration, to be chaired by the chairman of the Committee on House Administration. All of the members of the subcommittee shall be members of the Committee on House Administration, one-half from the majority party and one-half from the minority party.

"(2) The subcommittee shall receive all audit reports of the Inspector General and shall be responsible for providing oversight of the Clerk, Sergeant-at-Arms, Doorkeeper, Director of Non-legislative and Financial Services, and Inspector General.

"(3) Any matter that, by reason of a tie vote, cannot be resolved by the subcommittee shall be reported to the Committee on House Administration for its consideration. The Speaker, the majority leader, the minority leader, and the chairman and ranking minority party member of the Committee on House Administration shall be informed by the chairman of the subcommittee of any such matter."

SEC. 10. ADDITIONAL FUNCTIONS OF THE COMMITTEE ON HOUSE ADMINISTRATION.

Clause 4(d) of rule X of the Rules of the House of Representatives is amended—

(1) in subparagraph (2), by striking "Sergeant-at-Arms" and inserting "Director of Non-legislative and Financial Services";

(2) by repealing subparagraph (3); and

(3) by adding after subparagraph (2) the following new subparagraphs:

"(3) providing for transfers of functions and entities with respect to the Clerk, Sergeant-at-Arms, Doorkeeper, and Director of Non-legislative and Financial Services as may be necessary for the improvement of non-legislative and financial services in the House; and

"(4) providing policy director for, and oversight of, the Clerk, Sergeant-at-Arms, Doorkeeper, Director of Non-legislative and Financial Services, and Inspector General."

SEC. 11. ELIMINATION OF PERQUISITES IN THE HOUSE OF REPRESENTATIVES.

The Committee on House Administration shall, in accordance with directives received from the Speaker, take such actions as may be necessary to eliminate designated perquisites in the House.

SEC. 12. OFFICE OF GENERAL COUNSEL.

The Committee on House Administration shall provide for an Office of General Counsel to the House in a manner which shall insure appropriate coordination with and participation by both the majority and minority lead-

erships and representational and litigation matters.

SEC. 13. TRANSITION AND EFFECTIVE DATE RULE.

Notwithstanding the amendments made by sections 3, 4, and 5, until the functions and entities referred to in section 7(d) are transferred, those functions and entities shall continue to be the responsibility of the officer responsible for those functions and entities on the day before the date of adoption of this resolution. The amendments made paragraph (1) of section 2 and section 5 shall take effect when all of the duties of the Postmaster have been transferred.

When said resolution was considered.

After debate,

Mr. THOMAS of California, pursuant to House Resolution 427, submitted the following amendment in the nature of a substitute:

Strike all after the resolving clause and insert the following:

TITLE I—CHIEF FINANCIAL OFFICER, GENERAL COUNSEL, AND CERTAIN OTHER REFORMS

Subtitle A—Chief Financial Officer Amendments to the Rules of the House and Related Provisions

SECTION 101. AMENDMENTS TO RULE II RELATING TO THE ELECTION OF OFFICERS OF THE HOUSE.

Rule II of the Rules of the House of Representatives (relating to the election of Officers of the House) is amended—

(1) by striking "Doorkeeper, Postmaster,"; and

(2) by adding at the end the following new sentence: "The individual chosen for election as the Sergeant-at-Arms should be a nationally-respected law enforcement professional."

SEC. 102. AMENDMENTS TO RULE III RELATING TO THE DUTIES OF THE CLERK.

Clause 3 of rule III of the Rules of the House of Representatives (relating to the duties of the Clerk) is amended—

(1) by striking " , make or approve all contracts, bargains, or agreements relative to furnishing any matter or thing, or for the performance of any labor for the House of Representatives in pursuance of law or order of the House, keep full and accurate accounts of the disbursements of the contingent fund of the House, keep the stationery account of Members, Delegates, and the Resident Commissioner from Puerto Rico, and pay them as provided by law." in the first sentence and inserting a period; and

(2) by amending the second sentence to read as follows: "He shall cause to be announced at the door all messengers from the President and the Senate and, when requested by the Speaker, visitors to the floor of the House during joint meetings or joint sessions of the two Houses. He shall superintend the House document room and the Publications Distribution System (the folding rooms), the cloakrooms of the House and the telephone service available to Members therein. He shall supervise the pages that serve the House and various other facilities to Members."

SEC. 103. AMENDMENTS TO RULE IV RELATING TO THE DUTIES OF THE SERGEANT-AT-ARMS.

Clause 1 of rule IV of the Rules of the House of Representatives (relating to the duties of the Sergeant-at-Arms) is amended by striking " ; and keep the accounts for the pay and mileage of Members, Delegates, and the Resident Commissioner from Puerto Rico, and pay them as provided by law".

SEC. 104. AMENDMENTS TO RULES V AND VI TO ELIMINATE THE POSITIONS OF DOORKEEPER AND POSTMASTER AND TO CREATE THE POSITION OF CHIEF FINANCIAL OFFICERS.

Rule V of the Rules of the House of Representatives (relating to the duties of the doorkeeper) and rule VI of the Rules of the House of Representatives (relating to the duties of the Postmaster) are amended to read as follows:

"RULE V
"CHIEF FINANCIAL OFFICER

"1. There shall be elected, by not less than two-thirds of Members voting, a quorum being present, the Chief Financial Officer of the House.

"2. The Chief Financial Officer should have appropriate education and training, have demonstrated an ability to manage large and complex administrative activities and resources, and have experience that is relevant to the management of the financial operations of the House.

"3. The Chief Financial Officer shall be responsible for—

"(A) reviewing and analyzing the financial operations of the House, including the efficiencies of its operations, the functions of its offices, and the cost-effectiveness of its operations, and providing periodic recommendations to the Speaker and minority leader respecting these operations;

"(B) conducting periodic audits of the financial operations of the House, simultaneously sending audit reports to the Speaker and minority leader, and making these audit reports available to the public;

"(C) keeping the accounts for the pay and mileage of Members, Delegates, and the Resident Commissioner from Puerto Rico, and paying them as provided by law; and

"(D) carrying out all other financial functions and operations that were exercised by the Clerk before the date of the adoption of this rule, including, but not limited to—

"(i) keeping full and accurate accounts of the disbursements of the contingent fund of the House,

"(ii) keeping the stationery account of the Members, Delegates, and Resident Commissioner of Puerto Rico,

"(iii) paying the salaries of officers and employees of the House, and

"(iv) making or approving all contracts, bargains, or agreements relative to furnishing any matter or thing, or for the performance of any labor for the House of Representatives in pursuant of law or order of the House.

"(E)(i) reviewing existing and proposed rules of the House to determine the effect of such rules on the economy and efficiency of the financial operations of the House, taking into consideration the need to prevent fraud, waste, and abuse in such operations;

"(ii) based on such review, providing periodic recommendations to the Speaker and the minority leader with respect to the Rules of the House;

"(F) keeping the House fully and currently informed of any instance of fraud, waste, or abuse, or any other serious deficiency in the financial operations of the House, including corrective actions taken or recommended;

"(G) reporting to the Speaker and the minority leader—

"(i) any such instance that, because of its particularly serious nature, requires immediate attention; and

"(ii) any lack of cooperation by a Member, officer, or employee of the House that inhibits the carrying out of the responsibilities of the Chief Financial Officer;

"(H) not later than October 31 of each year, submitting to the House with respect to the financial operations of the House in the preceding fiscal year a report of the activities of the Chief Financial Officer, including—

"(i) a description of significant problems, abuses, and deficiencies in the financial operations of the House, the recommendations made, the corrective actions completed, and the corrective actions uncompleted;

"(ii) a summary of matters the Chief Financial Officer referred to the Committee on Standards of Official Conduct and the actions which have resulted from such referrals; and

"(iii) a summary of each recommendation by the Chief Financial Officer to the Speaker and minority leader under these Rules;

"(I) receiving and investigating complaints from employees of the House with respect to fraud, waste, and abuse in the financial operations of the House, if such complaints assert the existence of a violation of law, a violation of these Rules, mismanagement, gross waste of funds, or abuse of authority; and

"(J) developing and maintaining an integrated accounting and financial management system for the House, including financial reporting and internal controls to provide performance measurement, cost information, and integration of accounting and budgeting information; and

"(K) directing, managing, providing policy guidance for, and conducting oversight of, financial management personnel and operations, including preparation of a 5-year financial system plan, development of financial management budgets, recruitment, selection and training of personnel to carry out financial management functions, and implementation of asset management systems, such as cash and credit management, debt collection, and property and internal controls.

"4. (a) In carrying out clause 3(I), the Chief Financial Officer may not disclose the identity of a complaining employee without the consent of the employee, unless the Chief Financial Officer determines such disclosure is unavoidable.

"(b) Any intimidation of, or reprisal against, an employee of the House by an employing authority because of a complaint made by the employee is a violation of rule LI.

"5. In accordance with policies and procedures approved by the Committee on House Administration, the Chief Financial Officer shall appoint such employees as may be necessary for the prompt and efficient performance of the duties of the Chief Financial Officer under these Rules. Such employees shall serve at the pleasure of the Chief Financial Officer.

"RULE VI

"HOUSE POSTAL SERVICES

"The Chief Financial Officer shall superintend the post office in the Capitol and in the respective office buildings of the House for the accommodation of Representatives, Delegates, the Resident Commissioner from Puerto Rico, and officers of the House and shall be held responsible for the prompt and safe delivery of their mail."

SEC. 105. CONFORMING AMENDMENT TO RULE XIV RELATING TO DECORUM AND DEBATE.

Clause 7 of the rule XIV of the Rules of the House of Representatives (relating to decorum and debate) is amended by striking "and Doorkeeper".

SEC. 106. OVERSIGHT REFORM.

Rule XI of the Rules of the House of Representatives is amended by adding at the end the following:

"7. (a) By March 1, of the first session of any Congress, each committee shall adopt and submit to the Committee on House Administration an oversight plan for that Congress.

"(b) No primary expenses resolution for a committee may be considered in the House unless and until it has adopted and submit-

ted to the Committee on House Administration an oversight plan for the Congress involved.

"(c) After consultation with the majority and minority leaders, the Committee on House Administration shall report the plans to the House, together with its recommendations and those of the majority and minority leaders, to assure coordination between committees.

"(d) The Speaker is authorized to appoint ad hoc oversight committees for specific tasks from the memberships of committees with shared legislative jurisdictions.

"(e) Each committee shall include an oversight section in this final activity report at the end of a Congress."

SEC. 107. MAKING THE COMMITTEE ON HOUSE ADMINISTRATION BIPARTISAN.

Clause 6(a) of rule X of the Rules of the House of Representatives is amended by adding at the end the following:

"(3)(A) One-half of the members of the Committee on House Administration shall be from the majority party and one-half shall be from the minority party.

"(B) In the case of the Committee on House Administration, subpoenas may be authorized and issued as provided 2(m) of rule XI, except that either the chairman or ranking minority party member of that committee may authorize and issue subpoenas under that clause."

SEC. 108. EQUALITY OF MAJORITY AND MINORITY PARTY REPRESENTATION ON THE SUBCOMMITTEE ON LEGISLATIVE APPROPRIATIONS.

The membership of the Subcommittee on Legislative Appropriations of the Committee on Appropriations shall be divided equally between the majority party and the minority party. Staff positions for the subcommittee shall be divided in the same manner

SEC. 109. TASK FORCE ON REFORM OF THE HOUSE OF REPRESENTATIVES

Not later than 10 days after the date on which this resolution is agreed to, the Speaker shall appoint a task force for the purpose of recommending institutional reforms necessary to restore public confidence in the House of Representatives. The task force shall—

(1) be composed of 10 Members of the House of whom 5 Members shall be appointed upon the recommendation of the majority upon recommendation of the minority leader; and

(2) report its recommendations to the House not later than the end of the One Hundred Second Congress.

SEC. 110. LIMITATION ON REPROGRAMMING OF FUNDS IN THE HOUSE OF REPRESENTATIVES.

No funds may be reprogrammed or otherwise transferred between appropriation accounts of the House of Representatives without the written approval of the Speaker and the minority leader of the House of Representatives.

SEC. 111. LIMITATION ON INITIAL HOUSE OF REPRESENTATIVES APPROPRIATIONS FOR FISCAL YEAR 1993

In the second session of the One Hundred Second Congress, it shall not be in order to consider in the House any measure containing an appropriation for the House, if the measure provides appropriations for that purpose for any period after March 31, 1993.

SEC. 112. INSPECTOR GENERAL.

The Speaker, upon the recommendation of the majority leader and the minority leader, acting jointly, shall appoint an Inspector General for the House. The Inspector General shall—

(1) receive and investigate complaints from employees of the House with respect to fraud, waste, and abuse in the nonlegislative operations of the House, if such complaints assert the existence of a violation of law, a

violation of the Rules of the House, mismanagement, gross waste of funds, or abuse of authority; and

(2) report the results of such investigations to the Speaker, the majority leader, and the minority leader.

Subtitle B—Office of the General Counsel

SEC. 121. ESTABLISHMENT.

There is established in the House of Representatives an office to be known as the Office of the General Counsel, referred to hereinafter in this title as the "Office".

SEC. 122. ACCOUNTABILITY.

The Office shall be directly accountable to the Leadership Group, composed of—

(1) the Speaker of the House of Representatives;

(2) the majority leader and minority leader of the House of Representatives;

(3) the majority whip and minority whip of the House of Representatives;

(4) the chairman and ranking minority party member of the Committee on the Judiciary of the House of Representatives; and

(5) 2 Members of the house to be appointed by the Speaker of the House of Representatives, one of whom shall be appointed upon the recommendation of the majority leader and one of whom shall be appointed upon the recommendation of the minority leader.

SEC. 123. PURPOSE AND POLICY.

The purpose of the Office is to provide legal assistance to Members, officers, and employees of the House of Representatives on matters directly related to their duties, other than matters committed by law, rule, or other authority to the Office of the Parliamentarian, the Office of the Legislative Counsel, the Office of the Law Revision Counsel, the Legislative Classification Office, the Congressional Research Service, the Comptroller General, or the Office of Fair Employment Practices, or to another office, officer, or employee of the House of Representatives. The Office shall maintain—

(1) impartiality as to issues of policy to be determined by the House of Representatives; and

(2) the attorney-client relationship with respect to all communications between it and any Member or committee of the House.

SEC. 124. SPECIFIC APPROVAL REQUIREMENTS.

(a) **APPROVAL BY RESOLUTION.**—Unless approved by unanimous vote of the Leadership Group, the following actions of the Office require prior approval by resolution of the House of Representatives:

(1) Entering an appearance before any court.

(2) Filing a brief in any court.

(3) Representing any Member of the House of Representatives in any contested matter that will result in formal legal proceedings.

(b) **APPROVAL BY THE LEADERSHIP GROUP.**—The following activities of the Office require prior approval by the Leadership Group:

(1) Preparation of any legal memorandum or other item of legal research that requires more than 4 hours of preparation time.

(2) Work other than in the routine course of business of the Office.

(c) **SPECIAL RULE.**—In carrying out any action under this title, the Office, in the case of any matter that affects an area of responsibility committed to another office, officer, or employee referred to in section 123, shall consult the office, officer, or employee involved and coordinate such action with the office, officer, or employee.

SEC. 125. GENERAL COUNSEL.

The management, supervision, and administration of the Office are vested in the General Counsel, who shall be appointed by the Speaker of the House of Representatives, upon the recommendation of the majority leader and the minority leader of the House of Representatives, acting jointly, without

regard for political affiliation and solely on the basis of fitness to perform the duties of the position. The General Counsel shall serve at the pleasure of the Leadership Group.

SEC. 126. STAFF.

With the approval of the Leadership Group or in accordance with policies and procedures approved by the Leadership Group, the General Counsel may employ such attorneys and other employees as may be necessary for the performance of the functions of the Office, except that not more than 4 attorneys and 3 other employees may be so employed and at least one attorney in the Office shall be appointed upon the recommendation of the minority leader. Any individual employed under this section may be removed by the General Counsel, with the approval of the Leadership Group.

SEC. 127. COMPENSATION.

(a) **GENERAL COUNSEL.**—The General Counsel shall be paid at a per annum gross rate fixed by the Leadership Group, but not more than the rate payable for positions at Level III of the Executive Schedule, under section 5314 of title 5, United States Code.

(b) **STAFF.**—Members of the staff of the Office shall be paid at per annum gross rates fixed by the General Counsel, with the approval of the Leadership Group or in accordance with policies and procedures approved by the Leadership Group, but not more than the rate payable for positions at level IV of the Executive Schedule, under section 5315 of title 5, United States Code.

SEC. 128. EXPENDITURES.

Subject to appropriation and in accordance with policies and procedures approved by the Leadership Group, the General Counsel may make such expenditures as may be appropriate for the functioning of the Office.

SEC. 129. TIME SHEETS.

The attorneys and professional staff in the Office shall maintain regular, written records of the time expended on legal matters, consistent with generally accepted practices in private law firms. Such time records shall be maintained on forms and according to procedures established by the General Counsel, and shall provide for the recordation of time allotted to legal work in increments of no more than one-quarter hour. The time records shall be reviewable by the Leadership Group and may not be made public other than by direction of the Leadership Group or resolution of the House.

TITLE II—LEGISLATIVE PROCESS REFORMS

SEC. 201. HOUSE SCHEDULING REFORM.

Rule I of the Rules of the House of Representatives is amended by adding at the end the following new clause:

"11. (a) At the beginning on each session of the Congress the Speaker shall, after consultation with the minority leader and the chairmen of the committees of the House, announce a legislative program for the session which shall include (1) target dates for the consideration of specified major budgetary, authorization, and appropriations bills; (2) an indication of those weeks during which the House will be in session (which, unless otherwise indicated, shall be assumed to be full, 5-day work weeks for the conduct of committee and House floor business); (3) those weeks set aside for district work periods (which shall be scheduled at periodic intervals), holidays, and other recesses; and (4) the target date for the adjournment of that session.

"(b) The Speaker shall ensure that the minority leader is fully consulted in developing the legislative program for the House each week."

SEC. 202. TREATMENT OF VETOED BILLS.

Rule I of the Rules of the House of Representatives is amended by adding at the end the following:

"11. Immediately after the receipt of a bill returned by the President, the Speaker shall state the question on the reconsideration of that bill, without intervening motion, and the House shall proceed to vote on the reconsideration of that bill."

SEC. 203. MULTIPLE REFERRAL OF LEGISLATION.

Clause 5(c) of rule X of the Rules of the House of Representatives is amended to read as follows:

"(c) In carrying out paragraphs (a) and (b) with respect to any matter, the Speaker shall initially refer the matter to one committee which he shall designate as the committee of principal jurisdiction; but, he may also refer the matter to one or more additional committees, for consideration in sequence (subject to appropriate time limitations), either on its initial referral or after the matter has been reported by the committee of principal jurisdiction; or refer portions of the matter to one or more additional committees (reflecting different subjects and jurisdictions) for the exclusive consideration of such portion or portions; or refer the matter to a special ad hoc committee appointed by the Speaker, with the approval of the House, from the members of the committees having legislative jurisdiction, for the specific purpose of considering that matter and reporting to the House thereon; or make such other provisions as may be considered appropriate."

SEC. 204. PRESENTMENT OF BILLS TO THE PRESIDENT.

The Rules of the House of Representatives are amended by adding at the end the following:

"RULE LII.

"PRESENTMENT OF BILLS

"Not later than the tenth calendar day beginning after the date upon which a bill has been agreed to in identical form by the House of Representatives and the Senate, in the case of a bill originating in the House of Representatives, the bill shall be presented to the President."

SEC. 205. COMMITTEE RATIOS.

(a) Clause 6(a) of rule X of the Rules of the House of Representatives is amended by adding at the end the following new subparagraph:

"(3) The membership of each committee (and each subcommittee, task force, or other subunit thereof), shall reflect the ratio of majority to minority party Members of the House at the beginning of the Congress. This subparagraph shall not apply to the Committee on Standards of Official Conduct which shall be constituted as provided for in subparagraph (2). For the purposes of this clause, the Resident Commissioner from Puerto Rico and the Delegates to the House shall not be counted in determining the party ratio of the House."

(b) Clause 6(f) of rule X of the Rules of the House of Representatives is amended by inserting after the first sentence the following: "The membership of each such select committee (and of any subcommittee, task force, or subunit thereof), and of each such conference committee, shall reflect the ratio of the majority to minority party Members of the House at the time of its appointment."

SEC. 206. SUBCOMMITTEE LIMITS.

(10) Clause 6(d) of rule X of the Rules of the House of Representatives is amended to read as follows:

"(d)(1) Each standing committee of the House (except the Committee on the Budget) that has more than 20 members, shall establish at least 4 subcommittees; but, in no event shall any standing committee (except the Committee on Appropriations) establish more than 6 subcommittees.

"(2) No member may serve at any one time as a member of more than 4 subcommittees of committees of the House.

“(3) For the purposes of this paragraph, the term ‘subcommittee’ includes any panel, task force, special subcommittee, or any subunit of a standing committee, or any select committee which is established for a period of longer than 6 months in any Congress.”.

SEC. 207. PROXY VOTING BAN.

Clause 2(f) of rule XI of the Rules of the House of Representatives is amended to read as follows:

“(f) No vote by any member of any committee or subcommittee with respect to any measure or matter may be cast by proxy.”.

SEC. 208. OPEN MEETING.

Clause 2(g)(1) of rule XI of the Rules of the House of Representatives is amended by striking the colon in the first sentence and all that follows thereafter and inserting the following: “because disclosure of matters to be considered would endanger national security, would tend to defame, degrade, or incriminate any person or otherwise would violate any law or rule of the House, or involves committee personnel matters.”.

SEC. 209. MAJORITY QUORUMS.

Clause 2(h)(2) of rule XI of the Rules of the House of Representatives is amended to read as follows:

“(2) A majority of the members of each committee or subcommittee shall constitute a quorum for the transaction of any business, including the markup of legislation.”.

SEC. 210. REPORT ACCOUNTABILITY.

Clause 2(l)(2)(B) of rule XI of the Rules of the House of Representatives is amended to read as follows:

“(B) With respect to each rollcall vote on a motion to report any bill or resolution of a public character, the total number of votes cast for and against reporting, and the names of those Members voting for and against, shall be included in the committee report on the measure.”.

Clause 2(l)(2) of rule XI of the Rules of the House of Representatives is further amended by adding at the end the following:

“(C) With respect to each nonrecord vote on a motion to report any bill or resolution of a public character, the names of those members of the committee actually present at the time the bill or resolution is ordered reported shall be included in the committee report.”.

SEC. 211. COMMITTEE DOCUMENTS.

Clause 2(l) of rule XI of the Rules of the House of Representatives is amended by redesignating subparagraphs (6) and (7) as subparagraphs (7) and (8), respectively, and by inserting after subparagraph (5) the following new subparagraph:

“(6)(A) Any committee or subcommittee print, document, or other material, other than reports subject to the preceding provisions of this clause, prepared for public distribution, shall either be approved by the committee or subcommittee prior to such public distribution, and opportunity shall be afforded for the inclusion of supplemental, minority, or additional views in accordance with the provisions of subparagraph (5), of such print, document, or other material shall contain on its cover the following disclaimer in bold face type:

‘This material has not been officially approved by the committee [or subcommittee, as the case may be] on [name of committee or subcommittee] and may not therefore necessarily reflect the views of its members.’

and any such print, document, or other material not approved by the committee or subcommittee may not include the names of its members, other than the name of the committee or subcommittee chairman releasing the document, but shall be made available to all of the members of the committee not less than three calendar days (excluding Satur-

days, Sundays, and public holidays) prior to its being made public.

“(B) The provisions of this subparagraph do not apply to prints of bills or resolutions, summaries thereof, or prints containing the names of committee or subcommittee members, staff, or other factual information regarding the committee or its subcommittees, their jurisdictions or rules, or any matters pending before such committee or its subcommittees, provided that such documents do not also contain opinions, views, findings, or recommendations.

“(C) Nothing in this subparagraph shall be construed to authorize any subcommittee or chairman thereof to issue any print, document or other material not otherwise authorized by the rules of the committee.”.

SEC. 212. SAME DAY CONSIDERATION OF RULES COMMITTEE REPORTS.

The first sentence of clause 4(b) of rule XI of the Rules of the House of Representatives is amended by striking the matter in parentheses and inserting the following: “(except that it shall not be called up for consideration on the same calendar day, nor on the subsequent calendar day of the same legislative day, that it is presented to the House, unless so determined by a vote of not less than two-thirds of the members voting, but this provision shall not apply during the last three days of the session)”.

SEC. 213. PERMITTING INSTRUCTIONS IN MOTIONS TO RECOMMIT.

The second sentence in clause 4(b) of rule XI of the Rules of the House of Representatives is amended by striking “nor” and all that follows thereafter and by inserting the following: “nor shall it report any rule or order which would prevent the motion to recommit from being made as provided in clause 4 of rule XVI, including a motion with amendatory instructions (except in the case of a Senate measure for which the language of a House-passed measure has been submitted)”.

SEC. 214. RESTRICTIVE RULE LIMITATION.

Clause 4 of rule XI of the Rules of the House of Representatives is amended by adding at the end the following new paragraph:

“(e) It shall not be in order to consider any resolution reported from the Committee on Rules providing for the consideration of any bill or resolution otherwise subject to amendment under House rules if that resolution limits the right of Members to offer germane amendments to such bill or resolution unless the chairman of the Committee on Rules has orally announced in the House, at least four legislative days prior to the scheduled consideration of such matter by the Committee on Rules, that less than an open amendment process might be recommended by the Committee for the consideration of such bill or resolution.”.

SEC. 215. LIMITATION ON SELF-EXECUTING RULES.

Clause 4 of rule XI of the Rules of the House of Representatives is amended by adding at the end the following new paragraph:

“(f) It shall not be in order to consider any order of business resolution reported from the Committee on rules which provides that, upon the adoption of such resolution, the House shall be considered to have automatically adopted a motion, amendment, or resolution, or to have passed a bill, joint resolution, or conference report thereon, unless the consideration of such order of business resolution is agreed to by not less than two-thirds of the Members voting, and the yeas and nays shall be considered as ordered when the Speaker puts the question on consideration.”.

SEC. 216. BUDGET WAIVER LIMITATION.

Clause 4 of rule XI of the Rules of the House of Representatives (as amended by sections 214 and 215) is amended by adding at the end the following new paragraph:

“(g)(1) It shall not be in order to consider any resolution reported from the Committee on Rules for the consideration of any measure which waives any specified provisions of the Congressional Budget Act of 1974, unless the report accompanying such resolution includes an explanation of, and justification for, any such waiver, an estimated cost of the provisions to which the waiver applies, and a summary or text of any written comments on the waiver received by the committee from the Committee on the Budget.

“(2) It shall be in order after the previous question has been ordered on any such resolution, to offer motions proposing to strike one or more such waivers from the resolution, and each such motion shall be decided without debate and shall require for adoption the requisite number of affirmative votes as required by the Budget Act or the rules of the House. After disposition of any and all such motions, the House shall proceed to an immediate vote on adoption of the resolution.

“(3) It shall not be in order to consider a resolution which waives all House rules except by a vote of two-thirds of those Members voting.”.

SEC. 217. COMMITTEE STAFFING.

Clause 5 of rule XI of the Rules of the House of Representatives is amended by redesignating paragraphs (a) through (f) as paragraphs (b) through (g), respectively, and by inserting at the beginning the following new paragraph:

“(a)(1) It shall not be in order to consider any primary expense resolution until the Committee on House Administration has reported, and the House has adopted, a resolution establishing an overall ceiling for House committee staff personnel for that year, and any such resolution shall be privileged.

“(2) In developing any primary expense resolution, the Committee on House Administration shall specify in the resolution the number of staff positions authorized by the resolution. The committee shall verify in the report accompanying any such primary expense resolution that the number of staff positions authorized by such resolution is in conformity with the overall ceiling on such positions established by the House.

“(3) In no event shall the total number of additional staff positions authorized by all such primary expense resolutions, taken together with the number of staff positions authorized by clause 6 of this rule (providing for professional and clerical staff), exceed the ceiling established by the House for that year.

“(4) In allocating staff positions pursuant to the overall ceiling established by the House, the committee shall take into account the past and anticipated legislative and oversight activities of each committee.

“(5) In any supplemental expense resolution, and in any amendment thereto, the committee shall specify the number of additional staff positions, if any, authorized by such resolution, and shall indicate in the report accompanying any such resolution whether the additional staff positions are in conformity with or exceed the overall ceiling established by the House.

“(6) It shall not be in order to consider any supplemental expense resolution, or any amendment thereto, authorizing additional staff positions in excess of the overall ceiling established by the House except by a vote of two-thirds of the Members voting, a quorum being present.

“(7) It shall not be in order to consider any primary or supplemental expense resolution for one or more committees unless the report on such resolution includes a statement verifying that each such committee has adopted and complied with a committee rule enti-

ting the minority party on such committee, upon the request of a majority of such minority, to not less than one-third of the funds provided for committee staff pursuant to each primary or supplemental expense resolution.

"(8) For the purposes of the One Hundred Third Congress, the overall ceiling for committee staff in a resolution reported by the committee pursuant to subparagraph (1), or contained in any amendment thereto, shall not exceed 50 percent of the total committee staff personnel employed at the end of the One Hundred Second Congress."

SEC. 218. COMMEMORATIVE CALENDAR.

Rule XIII of the Rules of the House of Representatives is amended by redesignating clauses 6 and 7 as clauses 7 and 8, respectively, and by inserting after clause 5 the following new clause:

"6. There shall also be a Commemorative Calendar to be comprised of unreported bills and resolutions respecting commemorative holidays and celebrations referred to the Committee on Post Office and Civil Service and requested by the chairman and ranking minority member of such committee, in writing, to be placed thereon. On the first and third Tuesdays of each month, after the disposal of such business on the Speaker's table as requires reference only and resolutions called on the Private Calendar, the Speaker shall direct the Clerk to call the bills and resolutions on the Commemorative Calendar. Should objection be made by two or more Members to the consideration of any bill or resolution so called, it shall be removed from such Calendar. Such bills and resolutions, if considered, shall be considered in the House."

SEC. 219. AUTOMATIC ROLL CALL VOTES.

Rule XV of the Rules of the House of Representatives is amended by adding at the end the following new clause:

"7. The yeas and nays shall be considered as ordered when the Speaker puts the question upon final passage of any bill, joint resolution, or conference report thereon, making general appropriations, providing revenue, or adjusting the statutory rate of pay of Members of Congress, or on final adoption of any concurrent resolution on the budget or conference report thereon which provides an increase in the statutory debt limit."

SEC. 220. APPROPRIATION REFORMS.

Clause 2 of rule XXI of the Rules of the House of Representatives is amended by striking the second sentence of paragraph (c) and by amending paragraph (d) to read as follows:

"(d)(1) For the purposes of House Rules, a 'general appropriation bill' shall include any bill or joint resolution making continuing appropriations in a fiscal year for a period in excess of 30 days, and any such measure shall include the full text of the language proposed to be enacted (as opposed to mere references to measures, or amendments thereto, which have been reported or passed by either House, or agreed to by a committee of conference).

"(2) The provisions of clause 2(1)(3)(B) of rule XI shall apply to any 'general appropriation bill' as defined in subparagraph (1).

"(3) For the purposes of this clause, all points of order shall be considered as having been reserved against any general appropriation bill at the time it was reported."

(b) Clause 2 of rule XXI of the Rules of the House of Representatives is amended by inserting after paragraph (d) the following new paragraph:

"(e) It shall not be in order to consider any bill or joint resolution making continuing appropriations for a period of 30 days or less unless such measure only provides appropriations in the lesser amount and under the more restrictive authority of each pertinent

appropriations measure: as passed by the House; as passed by the Senate; as agreed to by a committee of conference; or enacted for the preceding fiscal year."

(c) Clause 3 of rule XXI of the Rules of the House of Representatives is amended by inserting ", and shall contain a list of all appropriations contained in the bill for any expenditure not previously authorized by law" before the period.

(d) Clause 2(1)(3)(B) of rule XI of the Rules of the House of Representatives is amended by striking "(other than continuing appropriations)" and inserting in lieu thereof "(other than continuing appropriations, except as provided by clause 2(d) of rule XXI)".

(e) Clause 4 of rule XI of the Rules of the House of Representatives is amended by adding at the end the following new paragraph:

"(h) It shall not be in order, except by a vote of not less than $\frac{3}{5}$ of the Members of the House duly chosen and sworn, to consider any rule or order from the Committee on Rules which waives the provisions of clause 2 of rule XXI against the consideration of any short-term, continuing appropriations measure as defined therein; or which waives the provisions of clause 2 of rule XXI against, or denies amendment to, any provision in a long term, continuing appropriation measure as defined therein if that provision has not been previously considered and agreed to by the House."

SEC. 221. RECONCILIATION LIMITATION.

Rule XXI of the Rules of the House of Representatives is amended by adding at the end the following new clause:

"8. (a) No provision shall be reported in the House in any reconciliation bill pursuant to the most recently agreed to concurrent resolution on the budget, or be in order as an amendment thereto in the House or Committee of the Whole, which is not related to achieving the purposes of the directives to House committees contained in such concurrent resolution.

"(b) Nothing in this clause shall be construed to prevent the consideration of any provision in a reconciliation bill, or any amendment thereto, which achieves savings greater than those directed of a committee and which conforms to paragraph (c) of this clause, or to prevent the consideration of motions to strike made in order by the Committee on Rules to achieve the purposes of the directives.

"(c) For the purposes of this clause, a provision shall be considered related to achieving the purposes of directives contained in the most recently agreed to concurrent resolution on the budget if it is estimated by the House Committee on the Budget, in consultation with the Congressional Budget Office, to effectuate or implement a reduction in budget authority or in new spending authority described in section 401(c)(2)(C) of the Congressional Budget Act of 1974, or to raise revenues or both, and, in the case of an amendment, if it is within (in whole or in part) the jurisdiction of any committee instructed in the concurrent resolution.

"(d) The point of order provided for by this clause shall not apply to Senate amendments or to conference reports.

"(e) For the purposes of this clause, all points of order shall be considered as having been reserved against a reconciliation bill at the time it was reported."

SEC. 222. AUTHORIZATION REPORTING DEADLINE.

Rule XXI of the Rules of the House of Representatives (as amended by section 221) is amended by adding at the end the following new clause:

"9. It shall not be in order to consider in the House any bill or joint resolution which directly or indirectly authorizes the enactment of new budget authority for a fiscal

year unless that bill or joint resolution is reported in the House on or before May 15 preceding the beginning of such fiscal year."

SEC. 223. PLEDGE OF ALLEGIANCE.

Clause 1 of rule XXIV of the Rules of the House of Representatives is amended by inserting after the second order of business the following new order of business (and by redesignating succeeding orders accordingly):

"Third. The Pledge of Allegiance to the Flag."

SEC. 224. SUSPENSION OF THE RULES.

Clause 1 of rule XXVII of the Rules of the House of Representatives is amended by inserting "(a)" after "1", and by inserting at the end the following new paragraphs:

"(b) It shall not be in order to entertain a motion to suspend the rules and pass or agree to any measure or matter unless by direction of the committee or committees of jurisdiction over the measure or matter, or unless a written request is filed with the Speaker by the chairman and ranking minority member of the committee or committees having jurisdiction over the measure or matter, asking for its consideration under suspension of the rules.

"(c) A motion to suspend the rules and pass or agree to any measure or matter shall not be in order if the measure or matter would enact or authorize the enactment of new budget authority or new spending authority in excess of \$50,000,000 for any fiscal year; nor shall it be in order to entertain a motion to suspend the rules to pass any joint resolution which proposes to amend the Constitution.

"(d) It shall not be in order to entertain a motion to suspend the rules and pass or agree to any measure or matter unless written notice is placed in the Congressional Record of its scheduled consideration at least one calendar day prior to its consideration, and such notification shall include the numerical designation of the measure or matter, its short title, and the text of any amendments to be offered thereto, and the date on which the measure or matter is scheduled to be considered.

SEC. 225. DISCHARGE MOTION.

Clause (4) of rule XXVII of the Rules of the House of Representatives is amended by inserting after the fourth sentence the following new sentence: "When 100 Members have signed the motion, the Clerk shall cause to be printed in the Congressional Record the name of each member who has signed or withdrawn a signature to the motion, and shall thereafter publish an updated list in the Congressional Record at the end of each succeeding week the House is in session."

SEC. 226. INCLUSION OF VIEWS WITH CONFERENCE REPORTS.

Clause 1 of rule XXVIII of the Rules of the House of Representatives is amended by adding at the end the following new paragraph:

"(e) If, on the day a report of any committee of conference has received the requisite number of signatures for approval by House conferees, any House conferee gives notice of intention to file supplemental, minority, or additional views, that Member shall be entitled to not less than 3 calendar days (excluding Saturdays, Sundays and legal holidays) in which to file such views with the principal manager on the part of the House, such views shall be in writing and signed by that Member. All such views so filed by one or more Members of the committee shall be published in the same volume as the report of the committee of conference and the joint explanatory statement filed in the House, and the volume shall bear on its cover a recital that any such supplemental, minority, or additional views are included as part of that volume. This paragraph shall not preclude the immediate filing or printing of a conference report if a timely request to file such view

was not made as provided by this paragraph.”.

SEC. 227. INTELLIGENCE COMMITTEE OATH.

(a) Clause 1 of rule XLVIII of the Rules of the House of Representatives is amended by adding at the end the following new paragraph:

“(d) At the time a Member is appointed to serve on the select committee, or within 30 days after the adoption by the House of this provision, whichever is later, the Member shall take the following oath:

‘I do solemnly swear (or affirm) that I will not directly or indirectly disclose to any unauthorized person any classified information received in the course of my duties on the Permanent Select Committee on Intelligence, except with the formal approval of the committee or of the House.’

The oath shall be administered by the Speaker of the House of Representatives. The Clerk of the House of Representatives of the One Hundred Second Congress and each succeeding Congress shall cause this oath to be printed, furnishing 2 copies to each Member appointed to the select committee who has taken this oath, which shall be subscribed to by the Member who shall deliver them to the Clerk, one to be filed in the records of the House of Representatives, and the other to be recorded in the Journal of the House and the Congressional Record.”.

(b) Clause 5 of rule XLVIII of the Rules of the House of Representatives is amended by adding at the end the following new sentences: “Each employee of the select committee and any person engaged by contract or otherwise to perform services for or at the request of the select committee who is required to subscribe to the agreement in writing referred to in the first sentence of this clause shall, at the time of the signing or within 30 days after the adoption of this provision, whichever is later, also take the oath set out in clause 1(d) of this rule. The oath shall be administered by the chairman or by any Member of the committee or of the committee staff designated by the chairman. The Clerk of the House of Representatives of the One Hundred Second Congress and each succeeding Congress shall cause this oath to be printed, furnishing 2 copies to each such person taking this oath, which shall be subscribed to by such person, who shall deliver them to the Clerk, one to be filed in the records of the House of Representatives, and the other to be recorded in the Journal of the House and in the Congressional Record.”.

(c) Clause 7(d) of rule XLVIII of the Rules of the House of Representatives is amended by inserting “or the oath required by clause 1(d) of by clause 5,” after “paragraph (c)” and by adding after the last sentence the following new sentences: “The select committee may refer cases of unauthorized disclosure and violations of the required oaths to the Committee on Standards of Official Conduct for investigation. While a member of the committee is the subject of such a pending investigation, the select committee may determine by majority vote that the Member shall not be given access to classified information.”.

SEC. 228. ENHANCED RESCISSION AUTHORITY.

(a) The Committee on Rules and the Committee on Government Operations shall, not later than May 31, 1992, report legislation granting the President enhanced rescission authority with respect to any budget authority not authorized by law. Such legislation shall provide that any such budget authority shall be considered to be permanently canceled unless a joint resolution disapproving such rescission is enacted within 45 calendar days of continuous session of Congress (as defined by section 1011 of the Impoundment Control Act of 1974) after the date on which the President’s special rescission message is received.

(b) If such legislation is not reported by the committees named above by the date specified, the committees not reporting shall be considered as having been discharged from the further consideration of the first such bill introduced and it shall be in order on any day after June 3, 1992, for any Member of the House (after consultation with the Speaker as to the most appropriate time for consideration), as a matter of highest privilege, to move to resolve into the Committee of the Whole House on the State of the Union for its consideration, and the bill shall be subject to 2 hours of general debate to be equally divided and controlled by the majority and minority leaders, or their designees, followed by consideration of the measure for amendment under the five-minute rule.

SEC. 229. BIENNIAL BUDGET-APPROPRIATIONS PROCESS.

The Committee on Rules is directed to conduct a complete and thorough study of the advisability and feasibility of converting to a biennial budget and appropriations process and corresponding multiyear authorizations, and to report its findings and recommendations to the House not later than December 31, 1992.

SEC. 230. APPLICABILITY OF CERTAIN LAWS TO THE HOUSE.

(a) It is the policy of the House that the laws of the United States set forth in subsection (b) should be amended to apply to the House of Representatives in the same or similar manner as such laws apply to the Executive Branch.

(b) Not later than June 30, 1992, the standing committees of the House with subject matter jurisdiction over the following laws of the United States shall report to the House legislation to implement subsection (a):

- (1) The National Labor Relations Act.
- (2) The Occupation Safety Act and Health Act of 1970.
- (3) The Equal Pay Act of 1963.
- (4) The Age Discrimination in Employment Act of 1967.
- (5) Section 552 of title 5, United States Code (popularly known as the Freedom of Information Act).
- (6) Section 552a of title 5, United States Code (popularly known as the Privacy Act of 1974).
- (7) Title VII of the Civil Rights Act of 1964 (relating to equal employment opportunity).
- (8) Chapter 39 of title 28, United States Code (relating to an independent counsel).

(c) The Committee on Rules shall, not later than 10 legislative days after any such legislation has been reported, report a resolution providing for the consideration of such measure in the Committee of the Whole House on the State of the Union under an open amendment process.

(d) If such legislation is not reported by all the committees named above by the date specified, the first bill introduced which implements the policy referred to in subsection (a) and which encompasses all the laws referred to in subsection (b) shall be considered as having been discharged from all the committees to which it was referred. It shall be in order on any day after July 15, 1992, for any Member of the House (after consultation with the Speaker as to the most appropriate time for consideration), as a matter of highest privilege, to move to resolve into the Committee of the Whole House on the State of the Union for its consideration, and the bill shall be subject to four hours of general debate to be equally divided and controlled by the majority and minority leaders, or their designees, followed by consideration of the measure for amendment under the five-minute rule.

SEC. 231. EQUITABLE COMMITTEE STAFF RATIOS.

Effective at the beginning of the One Hundred Third Congress, except as provided in

sections 107 and 108, the ratio of majority party to minority party staff positions, consultants, details, and funding for each committee of the House of Representatives shall be the ratio of majority party to minority party Members of the House of Representatives.

SEC. 232. ELIMINATION OF CERTAIN SELECT COMMITTEES.

(a) SELECT COMMITTEE ON AGING.—Clause 6(i) of rule X of the Rules of the House of Representatives is repealed.

(b) ADDITIONAL SELECT COMMITTEES.—The Select Committee on Hunger, the Select Committee on Children, Youth, and Families, and the Select Committee on Narcotics Abuse and Control shall cease to exist upon the adoption of this resolution.

(c) TREATMENT OF RECORDS AND FILES.—The records, files, and materials of the select committees referred to in subsections (a) and (b) shall be transferred to the Clerk of the House.

SEC. 233. APPLICATION OF INFORMATION DISCLOSURE REQUIREMENTS TO CONGRESS.

(a) IN GENERAL.—Effective upon the enactment of this section into permanent law, notwithstanding any other provision of law, and subject to the amendment made by subsection (c), the provisions of section 552 of title 5, United States Code (popularly known as the “Freedom of Information Act”), shall apply to the Congress.

(b) CONFORMING AMENDMENT.—Effective upon the enactment of this section into permanent law, section 551(1)(A) of title 5, United States Code (relating to the exclusion of the Congress from, among other matters, laws requiring the disclosure of public information), is amended to read as follows:

“(A) except as that term is used in section 552, the Congress;”.

(c) LIMITATION AMENDMENT.—Effective upon the enactment of this section into permanent law, section 552 of title 5, United States Code (relating to the disclosure of public information), is amended by adding at the end the following new subsection:

“(f) In the case of an authority of the Government of the United States (as that term is used in section 551(1) of this title) who is a Member of the House of Representatives or the Senate, this section shall not apply to information that is related to casework or consistent correspondence.”.

SEC. 234. LIMITATION ON THE DURATION OF PAYMENTS OF EXPENSES OF FORMER SPEAKERS OF THE HOUSE OF REPRESENTATIVES.

(a) IN GENERAL.—The period for which expenses of former Speakers of the House of Representatives may be paid shall end 3 years after the date of the expiration of the term of office as Representative of the former Speaker involved, except that, in the case of a former Speaker who is receiving such expenses on the date of the enactment of this Act, the period shall end 3 years after the date of the enactment of this Act.

(b) DEFINITION.—As used in this section, the term “expenses of former Speakers of the House of Representatives” means the office, allowance, and other expenses provided for former Speakers of the House of Representatives under House Resolution 1238, Ninety-first Congress, enacted into permanent law by chapter VIII of the Supplemental Appropriations Act, 1971 (2 U.S.C. 31b-1 et seq.).

SEC. 235. PROHIBITION ON FRANKED MASS MAILINGS BY MEMBERS OF THE HOUSE OF REPRESENTATIVES OUTSIDE THEIR CONGRESSIONAL DISTRICTS.

(a) AMENDMENT TO TITLE 39.—Effective upon the enactment of this section into permanent law, section 3210 of title 39, United States Code, is amended—

(1) in subsection (a)(7), by striking out "except that—" and all that follows through the end of subparagraph (B) and inserting in lieu thereof a period; and

(2) in subsection (d)(1), by striking out "delivery—" and all that follows through the end of subparagraph (B) and inserting in lieu thereof "delivery within that area constituting the congressional district or State from which the Member was elected."

(b) OFFICIAL FUNDS LIMITATION.—The Committee on House Administration of the House of Representatives may not approve any payment, nor may a Member of the House of Representatives make any expenditure from, any allowance of the House of Representatives or any other official funds if any portion of the payment or expenditure is for any cost related to a mass mailing by a Member of the House of Representatives outside the congressional district of the Member.

SEC. 236. REQUIREMENT THAT LEGISLATION ADJUSTING PAY FOR MEMBERS OF CONGRESS BE CONSIDERED SEPARATELY.

Section 225 of the Federal Salary Act of 1967 (2 U.S.C. 351 and following) is amended by adding at the end the following:

"(o) LEGISLATION ADJUSTING MEMBERS' PAY TO BE CONSIDERED SEPARATELY.—It shall not be in order in the House of Representatives to consider any bill or resolution that would adjust, or have the effect of adjusting, the rate of pay of Members of Congress if the bill of resolution contains any item which does not relate to adjusting Members' rates of pay."

SEC. 237. LEGISLATIVE BRANCH APPROPRIATIONS TO BE FOR ONE YEAR ONLY.

It shall not be in order to consider in the House of Representatives any measure appropriating amounts for the legislative branch of the Government if such measure permits any such amount to remain available for obligation beyond the end of the fiscal year for which such amount is appropriated.

SEC. 238. ONE ATTORNEY IN THE OFFICE OF THE PARLIAMENTARIAN TO BE APPOINTED UPON THE RECOMMENDATION OF THE MINORITY LEADER.

Notwithstanding section 3 of House Resolution 502, Ninety-fifth Congress, agreed to April 20, 1977, as enacted into permanent law by section 115 of Public Law 95-94 (2 U.S.C. 278b), or any other law or other authority, at least one attorney appointed by the Parliamentarian under that section shall be appointed upon the recommendation of the minority leader.

SEC. 239. ROTATION OF CHAIRMANSHIP OF COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT.

Clause 6(c) of rule X of the Rules of the House of Representatives is amended by inserting "(1)" after "(c)" and by adding at the end the following:

"(2) In the case of the Committee on Standards of Official Conduct—

"(A) the chairman elected under subparagraph (1) shall only be for the first session of a Congress; and

"(B) at the beginning of the second session of a Congress, one of the members of that committee shall be elected its chairman for that session by the House from nominations submitted by the minority party caucus or conference."

SEC. 240. EACH RULE OF THE HOUSE TO BE AGREED TO BY SEPARATE RESOLUTION OF THE HOUSE.

In adopting the Rules of the House of Representatives in the One Hundred Third Congress and any subsequent Congress, each rule shall be agreed to by separate resolution of the House.

After further debate,

Pursuant to House Resolution 427, the previous question was ordered on the amendment and on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House agree to said amendment in the nature of a substitute?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

Mr. MICHEL demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative { Yeas 159 Nays 254

43.21 [Roll No. 83] YEAS—159

- Allard Grandy Oxley
Allen Green Packard
Archer Gunderson Paxon
Armye Hammerschmidt Petri
Baker Hancock Porter
Ballenger Hansen Pursell
Barrett Hastert Quillen
Barton Hefley Ramstad
Bateman Henry Ravenel
Bentley Herger Regula
Bereuter Hobson Rhodes
Bilirakis Holloway Ridge
Bliley Hopkins Riggs
Boehlert Horton Rinaldo
Boehner Houghton Ritter
Broomfield Hunter Roberts
Bunning Hyde Rogers
Burton Inhofe Rohrabacher
Callahan Ireland Ros-Lehtinen
Camp James Roth
Campbell (CA) Johnson (CT) Roukema
Chandler Johnson (TX) Santorum
Clinger Kasich Saxton
Coble Klug Schaefer
Coleman (MO) Kolbe Schiff
Combest Kyl Schulze
Coughlin Lagomarsino Sensenbrenner
Cox (CA) Leach Shaw
Crane Lent Shays
Cunningham Lewis (CA) Shuster
Davis Lewis (FL) Skee
DeLay Lightfoot Smith (NJ)
Dickinson Livingston Smith (OR)
Doolittle Lowery (CA) Smith (TX)
Dreier Machtley Snow
Duncan Marlenee Solomon
Edwards (OK) McCandless Spence
Emerson McCollum Stearns
Ewing McCrery Stump
Fawell McDade Sundquist
Fields McEwen Taylor (NC)
Fish McGrath Thomas (CA)
Franks (CT) McMillan (NC) Thomas (WY)
Gallegly Meyers Upton
Gallo Michel Vander Jagt
Gekas Miller (OH) Vucanovich
Gilchrist Miller (WA) Walker
Gillmor Molinari Walsh
Gilman Moorhead Weldon
Gingrich Morella Wolf
Goodling Myers Wylie
Goss Nichols Young (FL)
Gradison Nussle Zimmer

NAYS—254

- Abercrombie Bevil Carper
Ackerman Bilbray Carr
Alexander Blackwell Chapman
Anderson Bonior Clay
Andrews (ME) Borski Clement
Andrews (NJ) Boucher Coleman (TX)
Andrews (TX) Boxer Collins (IL)
Annunzio Brewster Collins (MI)
Anthony Brooks Condit
Applegate Browder Conyers
Aspin Brown Cooper
Atkins Bruce Cox (IL)
AuCoin Bryant Coyne
Bacchus Bustamante Cramer
Beilenson Byron Darden
Bennett Campbell (CO) de la Garza
Berman Cardin DeFazio

- DeLauro Kolter Price
Dellums Kopetski Rahall
Derrick Kostmayer Rangel
Dicks LaFalce Ray
Dixon Lancaster Reed
Donnelly Lantos Richardson
Dooley LaRocco Roe
Dorgan (ND) Lehman (CA) Roemer
Downey Lehman (FL) Rose
Durbin Levin (MI) Rowland
Early Lewis (GA) Roybal
Eckart Lipinski Sabo
Edwards (CA) Lloyd Sanders
Edwards (TX) Long Sangmeister
Engel Lowey (NY) Sarpalius
English Luken Savage
Erdreich Manton Sawyer
Espy Markey Scheuer
Evans Martinez Schroeder
Fascell Matsui Schumer
Fazio Mavroules Serrano
Feighan Mazzoli Sharp
Flake McCloskey Sikorski
Foglietta McCurdy Sisisky
Ford (MI) McDermott Skaggs
Ford (TN) McHugh Skelton
Frank (MA) McMillen (MD) Slattery
Frost McNulty Slaughter
Gaydos Mfume Smith (FL)
Gejdenson Miller (CA) Solarz
Gephardt Mineta Spratt
Geren Mink Staggers
Gibbons Moakley Stallings
Glickman Montgomery Stark
Gonzalez Moody Stenholm
Gordon Moran Stokes
Guarini Mrazek Studds
Hall (OH) Murphy Swett
Hall (TX) Murtha Swift
Hamilton Nagle Synar
Harris Natcher Tallon
Hatcher Neal (MA) Tanner
Hayes (IL) Neal (NC) Tauzin
Hayes (LA) Nowak Taylor (MS)
Hefner Oberstar Thomas (GA)
Hertel Obey Thornton
Hoagland Olin Torres
Hochbrueckner Oliver Torricelli
Horn Ortiz Towns
Hoyer Orton Traficant
Hubbard Owens (NY) Traxler
Huckaby Owens (UT) Unsoeld
Hughes Pallone Valentine
Hutto Panetta Vento
Jacobs Parker Visclosky
Jefferson Pastor Volkmer
Jenkins Patterson Washington
Johnson (SD) Payne (NJ) Waters
Johnston Payne (VA) Waxman
Jones (GA) Pease Weiss
Jones (NC) Pelosi Wheat
Jontz Penny Williams
Kanjorski Perkins Wilson
Kaptur Peterson (FL) Wise
Kennedy Peterson (MN) Wolpe
Kennelly Pickett Wyden
Kildee Pickle Yatron
Klecza Poshard

NOT VOTING—21

- Barnard Laughlin Russo
Costello Levine (CA) Smith (IA)
Dannemeyer Martin Weber
Dingell Mollohan Whitten
Dornan (CA) Morrison Yates
Dwyer Oakar Young (AK)
Dymally Rostenkowski Zeliff

So the amendment in the nature of a substitute was not agreed to.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

Mr. WALKER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.