

quests otherwise, shall be in writing and signed by the respondent and respondent's counsel, the chairman and ranking minority member of the subcommittee, and the outside counsel, if any;

(7) statements or information derived solely from a respondent or his counsel during any settlement discussions between the committee or a subcommittee thereof and the respondent shall not be included in any report of the subcommittee or the committee or otherwise publicly disclosed without the consent of the respondent; and

(8) whenever a motion to establish an investigative subcommittee does not prevail, the committee shall promptly send a letter to the respondent informing him of such vote.

SEC. 17. COMMITTEE REPORTING REQUIREMENTS.

The Committee on Standards of Official Conduct shall amend its rules to provide that—

(1) whenever an investigative subcommittee does not adopt a statement of alleged violation and transmits a report to that effect to the committee, the committee may by an affirmative vote of a majority of its members transmit such report to the House of Representatives; and

(2) whenever an investigative subcommittee adopts a statement of alleged violation, the respondent admits to the violations set forth in such statement, the respondent waives his or her right to an adjudicatory hearing, and the respondent's waiver is approved by the committee—

(A) the subcommittee shall prepare a report for transmittal to the committee, a final draft of which shall be provided to the respondent not less than 15 calendar days before the subcommittee votes on whether to adopt the report;

(B) the respondent may submit views in writing regarding the final draft to the subcommittee within 7 calendar days of receipt of that draft;

(C) the subcommittee shall transmit a report to the committee regarding the statement of alleged violation together with any views submitted by the respondent pursuant to subparagraph (B), and the committee shall make the report together with the respondent's views available to the public before the commencement of any sanction hearing; and

(D) the committee shall by an affirmative vote of a majority of its members issue a report and transmit such report to the House of Representatives, together with the respondent's views previously submitted pursuant to subparagraph (B) and any additional views respondent may submit for attachment to the final report; and

(3) members of the committee shall have not less than 72 hours to review any report transmitted to the committee by an investigative subcommittee before both the commencement of a sanction hearing and the committee vote on whether to adopt the report.

SEC. 18. REFERRALS TO FEDERAL OR STATE AUTHORITIES.

Clause 4(e)(1)(C) of rule X of the Rules of the House of Representatives is amended by striking "with the approval of the House" and inserting "either with the approval of the House or by an affirmative vote of two-thirds of the members of the committee".

SEC. 19. FRIVOLOUS FILINGS.

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

"(5)(A) If a complaint or information offered as a complaint is deemed frivolous by an affirmative vote of a majority of the members of the Committee on Standards of Official Conduct, the committee may take

such action as it, by an affirmative vote of a majority of its members, deems appropriate in the circumstances.

"(B) Complaints filed before the One Hundred Fifth Congress may not be deemed frivolous by the Committee on Standards of Official Conduct."

SEC. 20. TECHNICAL AMENDMENTS.

The Committee on Standards of Official Conduct shall—

(1) clarify its rules to provide that whenever the committee votes to authorize an investigation on its own initiative, the chairman and ranking minority member shall establish an investigative subcommittee to undertake such investigation;

(2) revise its rules to refer to hearings held by an adjudicatory subcommittee as adjudicatory hearings; and

(3) make such other amendments to its rules as necessary to conform such rules to this resolution.

The SPEAKER pro tempore, Mr. HEFLEY, by unanimous consent, designated Mr. COMBEST as Chairman of the Committee of the Whole; and after some time spent therein,

103.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. LIVINGSTON:

At the end, add the following new section:

SEC. 21. EFFECTIVE DATE.

This resolution and the amendments made by it apply with respect to any complaint or information offered as a complaint that is or has been filed during this Congress.

It was decided in the affirmative	Yeas	420
	Nays	0
	Answered present	1

103.12 [Roll No. 408] AYES—420

Abercrombie	Brown (OH)	Davis (VA)
Ackerman	Bryant	Deal
Aderholt	Bunning	DeFazio
Allen	Burr	DeGette
Andrews	Burton	Delahunt
Archer	Buyer	DeLauro
Armey	Callahan	DeLay
Bachus	Calvert	Dellums
Baesler	Camp	Deutsch
Baker	Campbell	Diaz-Balart
Baldacci	Canady	Dickey
Ballenger	Cannon	Dicks
Barcia	Capps	Dingell
Barr	Cardin	Dixon
Barrett (NE)	Carson	Doggett
Barrett (WI)	Castle	Dooley
Bartlett	Chabot	Doolittle
Barton	Chambliss	Doyle
Bass	Chenoweth	Dreier
Bateman	Christensen	Duncan
Becerra	Clay	Dunn
Bentsen	Clayton	Edwards
Bereuter	Clement	Ehlers
Berman	Clyburn	Ehrlich
Berry	Coble	Emerson
Bilbray	Coburn	Engel
Bilirakis	Collins	English
Bishop	Combest	Ensign
Blagojevich	Condit	Eshoo
Bliley	Cook	Etheridge
Blumenauer	Cooksey	Evans
Blunt	Costello	Everett
Boehkert	Cox	Ewing
Boehner	Coyne	Farr
Bonior	Cramer	Fattah
Bono	Crane	Fawell
Borski	Crapo	Fazio
Boswell	Cubin	Filner
Boucher	Cummings	Flake
Boyd	Cunningham	Foglietta
Brady	Danner	Foley
Brown (CA)	Davis (FL)	Forbes
Brown (FL)	Davis (IL)	Ford

Fowler	Livingston	Rothman
Fox	LoBiondo	Roukema
Frank (MA)	Lofgren	Royal-Allard
Franks (NJ)	Lowe	Royce
Frelinghuysen	Lucas	Rush
Frost	Luther	Ryun
Gallegly	Maloney (CT)	Sabo
Ganske	Maloney (NY)	Salmon
Gejdenson	Manton	Sanchez
Gekas	Manzullo	Sanders
Gibbons	Markey	Sandlin
Gilchrest	Martinez	Sanford
Gillmor	Mascara	Sawyer
Gilman	Matsui	Saxton
Goode	McCarthy (MO)	Scarborough
Goodlatte	McCarthy (NY)	Schaefer, Dan
Goodling	McCollum	Schaffer, Bob
Gordon	McCrery	Schumer
Graham	McDade	Scott
Green	McDermott	Sensenbrenner
Greenwood	McGovern	Serrano
Gutierrez	McHale	Sessions
Gutknecht	McHugh	Shadegg
Hall (OH)	McInnis	Shaw
Hall (TX)	McIntosh	Shays
Hamilton	McIntyre	Sherman
Hansen	McKeon	Shimkus
Harman	McKinney	Shuster
Hastert	McNulty	Sisisky
Hastings (FL)	Meehan	Skaggs
Hastings (WA)	Menendez	Skeen
Hayworth	Metcalfe	Skelton
Hefley	Mica	Slaughter
Hefner	Millender-McDonald	Smith (MI)
Herger	Miller (CA)	Smith (NJ)
Hill	Miller (FL)	Smith (OR)
Hilleary	Minge	Smith (TX)
Hilliard	Mink	Smith, Adam
Hinchey	Moakley	Smith, Linda
Hinojosa	Mollohan	Snowbarger
Hobson	Moran (KS)	Snyder
Hoekstra	Moran (VA)	Solomon
Holden	Morella	Souder
Hooley	Murtha	Spence
Horn	Myrick	Spratt
Hostettler	Nadler	Stabenow
Houghton	Neal	Stark
Hoyer	Nethercutt	Stearns
Hulshof	Ney	Stenholm
Hunter	Northup	Stokes
Hutchinson	Norwood	Strickland
Hyde	Nussle	Stump
Inglis	Obey	Stupak
Istook	Olver	Sununu
Jackson (IL)	Ortiz	Talent
Jackson-Lee	Owens	Tanner
(TX)	Oxley	Tauscher
Jefferson	Packard	Tauzin
Jenkins	Pallone	Taylor (MS)
John	Pappas	Taylor (NC)
Johnson (CT)	Parker	Thomas
Johnson (WI)	Pascrell	Thompson
Johnson, E. B.	Pastor	Thornberry
Johnson, Sam	Paul	Thune
Jones	Paxon	Thurman
Kanjorski	Payne	Tiahrt
Kaptur	Pease	Tierney
Kasich	Pelosi	Torres
Kelly	Peterson (MN)	Towns
Kennedy (MA)	Peterson (PA)	Trafficant
Kennedy (RI)	Pickett	Turner
Kennelly	Pitts	Upton
Kildee	Pombo	Velazquez
Kilpatrick	Pomeroy	Vento
Kind (WI)	Porter	Visclosky
King (NY)	Portman	Walsh
Kingston	Poshard	Wamp
Klecza	Price (NC)	Waters
Klink	Pryce (OH)	Watkins
Klug	Quinn	Watt (NC)
Knollenberg	Radanovich	Watts (OK)
Kolbe	Rahall	Waxman
Kucinich	Ramstad	Weldon (FL)
LaFalce	Rangel	Weldon (PA)
LaHood	Redmond	Weller
Lampson	Regula	Wexler
Lantos	Reyes	Weygand
Largent	Riggs	White
Latham	Riley	Whitfield
LaTourette	Rivers	Wicker
Lazio	Rodriguez	Wise
Leach	Roemer	Wolf
Levin	Rogan	Woolsey
Lewis (CA)	Rogers	Wynn
Lewis (GA)	Rohrabacher	Yates
Lewis (KY)	Ros-Lehtinen	Young (AK)
Linder		Young (FL)
Lipinski		