

103D CONGRESS  
1ST SESSION

# S. RES. 61

Amending the Standing Rules of the Senate.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 3 (legislative day, JANUARY 5), 1993

Mr. ROTH submitted the following resolution; which was referred to the  
Committee on Rules and Administration

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## RESOLUTION

Amending the Standing Rules of the Senate.

1       *Resolved*, That Senate Resolution 338, agreed to July  
2 23, 1964 (88th Congress, 2d session), is amended as fol-  
3 lows:

4               (1) The first section is amended to read as fol-  
5 lows:

6       “That (a)(1) there is hereby established a permanent se-  
7 lect committee of the Senate to be known as the Select  
8 Committee on Ethics (referred to in this resolution as the  
9 ‘Select Committee’) consisting of 3 members all of whom  
10 shall be private citizens.

11       “(2)(A) The Majority Leader and the Minority Lead-  
12 er shall each select a member of the Select Committee,

1 both of whom shall be former Members of Congress, pref-  
2 erably former Senators.

3       “(B) The members of the Select Committee des-  
4 ignated by the Majority and Minority Leaders shall agree  
5 upon and select a third member, who shall be—

6           “(i) a retired Federal judge, or a retired State  
7 judge of at least the appellate court level; and  
8           “(ii) designated as the chairman.

9       “(b)(1) Members of the Select Committee shall serve  
10 a term of 4 years and may not be reappointed, except that  
11 the first chairman shall serve a term of 2 years and may  
12 be reappointed to one 4-year term.

13       “(2) A member whose term of appointment has ex-  
14 pired prior to completion of a pending case may continue  
15 to participate in such case, and such term shall be ex-  
16 tended until the member’s participation in the case is com-  
17 pleted. A new member subsequently appointed after a  
18 member whose term has expired has completed a pending  
19 case shall serve the remainder of the 4-year term.

20       “(3) A member of the Select Committee may, for  
21 good cause, recuse himself or herself from a particular  
22 case to be considered by the Select Committee, and such  
23 vacancy shall be filled on a temporary basis in the manner  
24 of the original appointment.

1       “(c) Members of the Select Committee shall be com-  
2 pensated at daily rates not in excess of the per diem equiv-  
3 alent of the highest gross rate of compensation which may  
4 be paid to a regular employee of the Senate, and shall  
5 be entitled to travel and per diem expenses in accordance  
6 with the rules and regulations of the Senate.

7       “(d) No member of the Select Committee shall en-  
8 gage in any outside business or professional activity or em-  
9 ployment for compensation which is inconsistent or in con-  
10 flict with the conscientious performance of official duties.  
11 Members of the Standing Committee shall otherwise be  
12 exempt from rules XXXIV, XXXV, and XXXVII of the  
13 Standing Rules of the Senate.

14       “(e) Vacancies in the membership of the Select Com-  
15 mittee shall be filled in the same manner as original ap-  
16 pointments thereto are made, and no action may be taken  
17 by the remaining members while a vacancy exists.

18       “(f) Three members shall constitute a quorum for the  
19 transaction of business, except that the Select Committee  
20 may fix a lesser number for the purpose of taking sworn  
21 testimony.”.

22           (2) Section 2(c) is amended to read as follows:

23       “(c) No investigation of conduct of a Member or offi-  
24 cer of the Senate, or any resolution, report, recommenda-  
25 tion, interpretative ruling, or advisory opinion may be

1 made without an affirmative vote of two members of the  
2 Select Committee.”.

3 (3) Section 3(d) is amended to read as follows:

4 “(d) Subpoenas may be issued by the Select Commit-  
5 tee or by the chairman. Any such subpoena shall be signed  
6 by the chairman and may be served by any person des-  
7 ignated by the chairman. The chairman of the Select Com-  
8 mittee or any member thereof may administer oaths to  
9 witnesses.”.

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