shall consist of a detailed summary of the underlying statute and the proposed changes in each section of the underlying law and either a print of the statute or the part or section thereof deleted or replaced showing by strikethrough-type, the part or parts to be omitted and, in italics, the matter proposed to be added, along with a summary of the changes, or a side-byside document showing a comparison of current law, the proposed legislative changes, and a detailed description of the proposed changes.

Rule 16.—An appropriate opportunity shall be given the minority to examine the proposed committee reports prior to their filing or publication. In the event there are supplemental, minority, or additional views, an appropriate opportunity shall be given to the minority for the minority to file their text prior to filing or publication. Unless the chair and ranking minority member agree on a shorter period of time, the minority shall have no fewer than three business days to prepare supplemental, minority, or additional views for inclusion in a committee report from the time the majority makes the proposed changes of the committee report available to the minority.

Rule 17.—(a) The committee, or any subcommittee, may issue subpoenas, or hold hearings on subpoenaed witnesses, only if such investigative activity has been authorized by a majority vote of the committee.

(b) For the purpose of holding a hearing to take sworn testimony or hear subpoenaed witnesses, three members of the committee or subcommittee shall constitute a quorum; provided, with the concurrence of the chair and ranking minority member of the committee or subcommittee, a single member may hear subpoenaed witnesses or take sworn testimony.

(c) The committee may, by a majority vote, delegate the authority to issue subpoenas to the chair of the committee or a subcommittee, or to any member designated by such chair. Prior to the issuance of each subpoena, the ranking minority member of the committee or subcommittee, and any other member so requesting, shall be notified regarding the identity of the person to whom it will be issued and the nature of the information sought. Any necessary relationship to the authorized investigative activity, except where the chair of the committee or subcommittee, in consultation with the ranking minority member, determines that such notice would unduly impede the investigation. All information obtained pursuant to such investigative activity shall be made available as promptly as possible to each member of the committee requesting the information, or to any assistant to a member of the committee designated by such member in writing, but the use of such information is subject to restrictions imposed by the rules of the Senate. Such information, to the extent that it is relevant to the investigation shall, if requested, be summarized in writing as soon as practicable. Upon the request of any member, the chair of the committee or subcommittee shall call an executive session to investigate such activity or the issuance of any subpoena in connection therewith.

(d) A witness summoned to testify at a hearing, or any witness giving sworn testimony, may be accompanied by counsel of the witness’s own choosing who shall be permitted, while the witness is testifying, to advise the witness of any legal rights.

(e) No confidential testimony taken or confidential material presented in an executive hearing that appears in the final report of the proceedings of such an executive hearing, shall be made public, either in whole or in part or by way of summary, unless authorized by a majority of the members of the committee or subcommittee.

Rule 18.—Presidential nominees shall submit a statement of the nominee’s background and financial interests, including the financial interests of the nominee’s spouse and children living in the household, on a form approved by the Senate Finance Committee which shall be sworn to as to its completeness and accuracy. The committee form shall be in two parts:

I. Information relating to employment, education, and background of the nominee relating to the position to which the individual is nominated, and which is to be made public and:

II. Information relating to financial and other background of the nominee, to be made public when the committee determines that such information bears directly on the nominee’s qualifications to hold the position to which the individual is nominated.

Information relating to background and financial interests (parts I and II) shall not be required of nominees for less than full-time appointments to councils, commissions, or boards when the committee determines that some or all of the information is not relevant to the nature of the position. Information relating to other background and financial interests in addition to those required by paragraphs (I) and (II) of any nominee when the committee determines that it is not relevant to the nature of the position.

Committee action on a nomination, including hearings or meetings to consider a motion to recommend confirmation, shall not be initiated until at least five days after the notice required by this rule unless the chair, with the concurrence of the ranking minority member, waives this waiting period.

Rule 19.—Subject to statutory requirements imposed on the committee with respect to procedure, the rules of the committee may be changed, modified, amended, or suspended at any time; provided, not less than a majority of the entire membership so determine at a regular meeting with due notice, or at a meeting specifically called for that purpose.

Rule 20.—When the ratio of members on the committee is even, the term “majority” as used in the committee’s rules and guidelines shall refer to the chair for purposes of party identification. Numerical requirements for quorums, votes, and the like shall be unaffected.

Rule 21.—First degree amendments must be filed with the chair at least 24 hours before an executive session. The chair shall promptly distribute all amendments electronically to the members of the committee. The chair may modify the filing requirements to meet special circumstances with the concurrence of the ranking minority member.

Rule 22.—In addition to the foregoing, the proceedings of the committee shall be governed by the Standing Rules of the Senate and the Legislative Reorganization Act of 1946, as amended.

GUIDELINES OF THE SENATE COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS WITH RESPECT TO HEARINGS, MARKUP SESSIONS, AND RELATED MATTERS

Section 133A(a) of the Legislative Reorganization Act requires each committee of the Senate to publicly announce the date, place, and the time of each executive session. The Senate committee shall provide at least one week prior to the commencement of such hearing. The spirit of this requirement is to assure adequate notice to the public and other members of the Senate as to the time and subject matter of proposed hearings. In the spirit of section 133A(a) and in order to assure that members of the committee are themselves fully informed and involved in the development of hearings:

1. Public notice of the date, place, and subject of each committee or subcommittee hearing should be inserted in the Congressional Record seven days prior to the commencement of such hearings.

2. At least seven days prior to public notice of each committee or subcommittee hearing, the majority should provide notice to the minority of the time, place, and specific subject matter of such hearing.

3. At least three days prior to the date of such hearing, the committee or subcommittee should provide to each member a list of witnesses who have been or are proposed to be invited to appear.

4. The committee and its subcommittee should, to the maximum feasible extent, enforce the provisions of rule 9 of the committee rules as it relates to the submission of written testimony of witnesses 48 hours in advance of a hearing. Witnesses will be urged to submit written testimony even earlier whenever possible. When written testimony is received in advance of a hearing, the committee or subcommittee (as appropriate) should distribute copies of such testimony to each of its members. Written testimony may be submitted and distributed electronically.

EXECUTIVE SESSIONS FOR THE PURPOSE OF MARKING UP BILLS

In order to expedite the process of marking up bills and to assist each member of the committee so that there may be full and fair consideration of each bill, the chairman of the committee or subcommittee is marking up the following procedures should be followed:

1. Seven days prior to the proposed date for an executive session in which marking up bills the committee or subcommittee (as appropriate) should provide written notice to each of its members as to the time, place, and specific subject matter of such session, including an agenda listing each bill or other matters to be considered, and:

(a) a copy of each bill, joint resolution, or other legislative matter (or committee print thereof) to be considered at such executive session; and

(b) a copy of a summary of the provisions of each bill, joint resolution, or other legislative matter to be considered at such executive session including, whenever possible, an explanation of changes to existing law proposed to be made.

2. Insofar as practical, prior to the scheduled date for an executive session for the purpose of marking up bills, the committee or a subcommittee (as appropriate) should provide each member with a copy of the printed record or a summary of any hearings conducted by the committee or a subcommittee with respect to each bill, joint resolution, or other legislative matter to be considered at such executive session.

SENIATE COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS RULES OF PROCEDURE

Mr. BROWN. Mr. President, I ask unanimous consent to print the following rules to be submitted by the Committee on Banking, Housing, and Urban Affairs into the CONGRESSIONAL RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:
RULES OF PROCEDURE FOR THE COMMITTEE ON RANKING, HOUSING, AND URBAN AFFAIRS
(Amended February 11, 2021)

RULE 1.—REGULAR MEETING DATE FOR COMMITTEE

The regular meeting day for the Committee shall be the last Tuesday in each month that the Senate is in session; except that if the Committee has met at any time during the month prior to the day of the month, the regular meeting of the Committee may be canceled at the discretion of the Chairman.

RULE 2.—COMMITTEE

[a] Investigations.—No investigation shall be initiated by the Committee unless the Chairman or the Ranking Member of the Committee or a majority of the Committee have specifically authorized such investigation.

[b] Hearings.—No hearing of the Committee shall be scheduled outside the District of Columbia except by agreement between the Chairman of the Committee and the Ranking Member of the Committee or by a majority vote of the Committee.

[c] Confidential testimony.—No confidential testimony taken or confidential material presented at an executive session of the Committee or any part of the proceedings of such executive session shall be made public either in whole or in part or by way of summary, unless specifically authorized by the Chairman of the Committee and the Ranking Member of the Committee or by a majority vote of the Committee.

[d] Interrogation of witnesses.—Committee interrogation of a witness shall be conducted only by members of the Committee or such professional staff as is authorized by the Chairman or the Ranking Member of the Committee.

[e] Prior notice of markup sessions.—No session of the Committee or a Subcommittee for markup of any measure shall be held unless [1] each member of the Committee or the Subcommittee, as the case may be, has been notified in writing via electronic mail or paper mail of the date, time, and place of such session and has been furnished a copy of the measure to be considered, in a searchable electronic format, at least 3 business days prior to the markup or the consideration of the measure, or [2] the Chairman of the Committee or Subcommittee determines that exigent circumstances exist requiring that the session be held at that time.

[f] Prior notice of first degree amendments.—It shall not be in order for the Committee or a Subcommittee to consider any amendment to any measure proposed to any measure under consideration by the Committee or Subcommittee unless fifty written copies of such amendment have been delivered to the Chairman of the Committee at least 2 business days prior to the meeting. It shall be in order, without prior notice, for a Senator to offer a motion to strike a single section or part thereof of the measure under consideration. Such a motion to strike a section of the measure under consideration by the Committee or Subcommittee shall not be amendable. No argument on any such motion shall be held by a majority of the members of the Committee or Subcommittee voting, or by agreement of the Chairman and Ranking Member. This subsection applies to the conditions of subsection [e][1] have been met.

[g] Cordon rule.—Whenever a bill or joint resolution repealing or amending any statute or part thereof is before the Committee or Subcommittee, from initial consideration in hearings through final consideration, the Clerk shall place before each member of the Committee or Subcommittee a copy of the entire statute or part thereof to be amended or repealed showing by strike-through type, the part or parts to be omitted, and in italics, the matter proposed to be added. In addition, whenever a member of the Committee or Subcommittee offers an amendment joint resolution under consideration, those amendments shall be presented to the Committee or Subcommittee in a like form, showing by typeface the proposed additions and deletions. This section may be waived by a majority of the Committee or Subcommittee to expedite the business of the Committee or Subcommittee.

RULE 3.—SUBCOMMITTEES

[a] Authorization for.—A Subcommittee of the Committee may be authorized only by the action of a majority of the Committee.

[b] Membership.—No member may be a member of more than three Subcommittees and no member may chair more than one Subcommittee. No member will receive assignment to a second Subcommittee until, in order of seniority, all members of the Committee have chosen assignments to one Subcommittee, and no member shall receive assignment to a third Subcommittee until, in order of seniority, all members have chosen assignments to two Subcommittees.

[c] Investigations.—No investigation shall be initiated by a Subcommittee unless the Senate or the full Committee has specifically authorized such investigation.

[d] Hearings.—No hearing of a Subcommittee shall be scheduled outside the District of Columbia without prior consultation and agreement between the Chairman of the Senate or the Subcommittee and the Ranking Member of the Senate or the Subcommittee.

[e] Confidential testimony.—No confidential testimony taken or confidential material presented at an executive session of the Subcommittee or any report of the proceedings of such executive session shall be made public, either in whole or in part or by way of summary, unless specifically authorized by the Chairman of the Subcommittee and the Ranking Member of the Subcommittee or by a majority vote of the Subcommittee.

[f] Interrogation of witnesses.—Subcommittee interrogation of a witness shall be conducted only by members of the Subcommittee or such professional staff as is authorized by the Chairman or the Ranking Member of the Subcommittee.

[g] Special meetings.—If at least three members of the Committee or Subcommittee desire that a special meeting of the Subcommittee be called by the Chairman of the Subcommittee, those members may file in the Clerk of the Committee a written request to the Chairman of the Subcommittee for that special meeting. Immediately upon the filing of the request, the Clerk of the Committees shall notify the Chairman of the Subcommittee of the filing of the request. If, within 3 calendar days after the filing of the request, the Chairman of the Subcommittee determines that a special meeting will be held within 7 calendar days after the filing of the request, a majority of the members of the Subcommittee may file in the offices of the Committee a notice that a special meeting of the Subcommittee will be held, specifying the date and hour of that special meeting. The Subcommittee shall be convened at that date and hour. Immediately upon the filing of the notice, the Clerk of the Committee shall notify all members of the Senate or the Subcommittee that such special meeting will be held at the time and place of the notice, and the Senate or the Subcommittee shall not be opened until after the specified time and place for the special meeting have been observed.

[h] Proxy.—A member of the Committee or a Subcommittee may be represented by a proxy. The proxy shall be in writing and shall be sufficiently clear to identify the subject matter and to inform the Senate or the Subcommittee as to how the member wishes his or her vote to be recorded thereon. If written notice to the Chairman of the Committee or a Subcommittee before any record vote on the measure or matter to which a proxy is attached is taken, the member may withdraw a proxy previously given. All proxies shall be kept in the files of the Committee.

RULE 4.—WITNESSES

[a] Filing of statements.—Any witness appearing before the Committee or Subcommittee [including any witness representing a Government agency] must file with the Committee or Subcommittee [24 hours preceding his or her appearance] 30 copies of his or her statement to the Committee or Subcommittee, and the statement must include a brief summary of the testimony. If the event the witness desires to have a written statement and brief summary in accordance with this rule, the Chairman of the Committee or Subcommittee has the discretion to deny the witness the privilege of testifying before the Committee or Subcommittee until the witness has properly complied with the rule.

[b] Length of statements.—Written statements properly filed with the Committee or Subcommittee may be as lengthy as the witness desires and may contain such documents other than transcripts as the witness feels is necessary to present properly his or her views to the Committee or Subcommittee. The brief summary included in the statement shall not be more than 5 minutes in duration. It shall be left to the discretion of the Chairman of the Committee or the Subcommittee as to what portion of the documents presented to the Committee or Subcommittee shall be published in the printed transcript of the hearings.

[c] Five-minute duration. Oral statements of witnesses shall be limited to 5 minutes duration. This period may be limited or extended at the discretion of the Chairman presiding at the hearings.

[d] Subpoena of witnesses.—Witnesses may be subpoenaed by the Chairman of the Committee or a Subcommittee with the agreement of the Ranking Member of the Committee or the Subcommittee on the concurrence of a majority of the members of the Subcommittee voting. On request of a majority of the members of the Committee or Subcommittee, a record vote on any measure or matter to the Committee no record vote shall be taken unless a majority of the Subcommittee is actually present. Any absent member of the Committee or Subcommittee may affirmatively request that his or her vote to recommend a measure or matter to the Committee or his vote on any such other matters on which a record vote is taken, be cast by proxy. The proxy shall be in writing and shall be sufficiently clear to identify the subject matter and to inform the Senate or the Subcommittee as to how the member wishes his or her vote to be recorded thereon. If written notice to the Chairman of the Committee or a Subcommittee before any record vote on the measure or matter to which a proxy is attached is taken, the member may withdraw a proxy previously given. All proxies shall be kept in the files of the Committee.

[e] Counsel permitted.—Any witness subpoenaed by the Committee or Subcommittee shall be accompanied by counsel of his or her own choosing who shall be permitted, while the witness is testifying, to advise him or her of his or her legal rights.

[f] Expenses of witnesses.—No witness shall be reimbursed for his or her appearance at a
public or executive hearing before the Committee or Subcommittee unless such reimbursement is agreed to by the Chairman and Ranking Member of the Committee.

[3] Limitations.—Questioning of a witness by members shall be limited to 5 minutes duration. Members may be permitted further questions of the witness after all members have had an opportunity to question the witness.

Additional opportunity to question a witness shall be limited to a duration of 5 minutes until all members have been given the opportunity to question the witness for a second time. This 5-minute period per member will be counted only until all members have exhausted their questions of the witness.

After a witness has completed his or her testimony before the Committee or Subcommittee, he or she shall submit questions in writing to the Clerk for the record, which shall be due to the Clerk by a date determined by the Chairman, in consultation with the Ranking Member, but such due date shall be no later than 7 calendar days after the witness’s appearance before the Committee or Subcommittee. Any such written question shall be considered as received by the Committee no later than 45 calendar days after the witness’s date of appearance before the Committee or Subcommittee, as follows: If the Committee subsequently determines by record vote in open session that the matters to be considered are subject to the jurisdiction of the Committee, the Chairman shall, in consultation with the Ranking Member, determine the time periods for the submission of member questions as he or she deems necessary.

Rules

RULE 7.—STAFF PRESENT ON DAIS

Only members and the Clerk of the Committee shall be present on the dias during public or executive hearings, except that a member may have one staff person accompany him or her during such public or executive hearing on the dias. If a member desires a second staff person to accompany him or her on the dias he or she must make a request to the Chairman for that purpose.

RULE 8.—COINAGE LEGISLATION

At least 67 Senators must cosponsor any gold medal or commemorative coin bill or resolution before consideration by the Committee.

EXTRACTS FROM THE STANDING RULES OF THE SENATE

RULE XXVIII.—COMMITTEES

1. The following standing committees shall be appointed at the commencement of each Congress, and shall continue and have the power to act until their successors are appointed, February 11, 2021., establish a wise on matters within their respective jurisdictions:

(a) Committee on Banking, Housing, and Urban Affairs shall be referred all proposed legislation, messages, petitions, memorials, and other matters relating to the following subjects:

1. Banks, banking, and financial institutions.
2. Control of prices of commodities, rents, and services.
3. Deposit insurance.
4. Economic stabilization and defense production.
5. Export and foreign trade promotion.
6. Export credit.
7. Federal monetary policy, including Federal Reserve System.
8. Financial aid to commerce and industry.
9. Issuance and redemption of notes.
10. Money and credit, including currency and coinage.
11. Nursing home construction.
12. Public and private housing [including veterans’ housing].
14. Urban development and urban mass transit.

Such committee shall also study and review, on a comprehensive basis, matters relating to the economic policy as it affects United States monetary affairs, credit, and financial institutions; economic growth, urban affairs, and credit, and report thereon from time to time.

Committee Procedures for Presidential Nominees

Procedures formally adopted by the U.S. Senate Committee on Banking, Housing, and Urban Affairs, according to the Committee, including meetings to conduct investigations or prosecution of a criminal offense, required to be kept secret in the interests of effective law enforcement;

(a) will disclose matters necessary to keep secret in the interests of national defense or the confidential conduct of the foreign relations of the United States;

(b) will relate solely to matters of the committee staff personnel or internal staff management or procedure;

(c) will tend to charge an individual with crime or misconduct, to disgrace or injure the professional standing of an individual, or otherwise to expose an individual to public contempt or obloquy, or will represent a clearly unwarranted invasion of the privacy of an individual;

(d) will disclose the identity of any information or law enforcement agent or will disclose any information relating to the investigation or prosecution of a criminal offense the disclosure of which is required to be kept secret in the interests of effective law enforcement;

(e) will disclose information relating to the trade secrets or financial or commercial information pertaining specifically to a given person if—

(i) an act of Congress requires the information to be kept confidential by Government contractors and employees; or

(ii) the information has been obtained by the Government on a confidential basis, other than through an application by such person for a specific Government financial or other benefit, and is required to be kept secret in order to prevent undue injury to the competitive position of such person; or

(f) may divulge matter required to be kept confidential under other provisions of law or Government regulations.

SENATE COMMITTEE ON THE BUDGET RULES OF PROCEDURE

Mr. WHITEHOUSE. Mr. President, rule XXVI, paragraph 2, of the Standing Rules of the Senate requires each committee to adopt rules to govern the procedure of the committee and to publish those rules in the CONGRESSIONAL RECORD no later than March 1 of the first year of each Congress. Today, the Committee on the Budget adopted committee rules of procedure.

Consistent with Standing Rule XXVI, I ask unanimous consent to have a copy of the rules of procedure of the Committee on the Budget printed in the CONGRESSIONAL RECORD.

There being no objection, the material was ordered to be printed in the Record as follows:

COMMITTEE ON THE BUDGET, U.S. SENATE—RULES FOR THE 113TH CONGRESS

RULES OF PROCEDURE

I. MEETINGS

(1) Meeting Schedule. The committee shall hold its regular meeting on the first Thursday of each month. Additional meetings may be called by the chair as the chair deems necessary to expedite committee business.

(2) Open to the Public. Each meeting of the committee, including committee meetings to conduct hearings, shall be open to the public, except that a portion or portions of any such meeting may be closed to the public if the committee determines by record vote in open session of a majority of the members of the committee present that the matters to be discussed or the testimony to be taken at such portion or portions—

(a) will disclose matters necessary to keep secret in the interests of national defense or the confidential conduct of the foreign relations of the United States;

(b) will disclose any information relating to the investigation or prosecution of a criminal offense the disclosure of which is required to be kept secret in the interests of effective law enforcement;

(c) will disclose information relating to the trade secrets or financial or commercial information pertaining specifically to a given person if—

(i) an act of Congress requires the information to be kept confidential by Government contractors and employees; or

(ii) the information has been obtained by the Government on a confidential basis, other than through an application by such person for a specific Government financial or other benefit, and is required to be kept secret in order to prevent undue injury to the competitive position of such person; or

(f) may divulge matter required to be kept confidential under other provisions of law or Government regulations.