The pertinent State department or chapter of each Congressionally chartered veterans’ organization having a national membership of at least 500,000 must indicate in writing its support of such proposal. Under certain circumstances, the Committee may grant a waiver to accept written support from pertinent chapters or posts of chartered veterans’ organizations in lieu of the State department.

The above criteria for naming a VA facility in honor of a chartered veterans’ organization in lieu of membership of at least 500,000 must indicate in writing its support of such proposal.

Mr. MANCHIN. Mr. President, in accordance with rule XXVI, paragraph 2, I submit the rules governing the procedure of the Committee on Energy and Natural Resources for publication in the CONGRESSIONAL RECORD.

I ask unanimous consent that they be printed in the RECORD.

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

RULES OF THE COMMITTEE ON ENERGY AND NATURAL RESOURCES

GENERAL RULES

Rule 1. The Standing Rules of the Senate, as supplemented by these rules, are adopted as the rules of the Committee and its Subcommittees.

MEETINGS OF THE COMMITTEE

Rule 2. (a) The Committee shall meet on the third Thursday of each month while the Congress is in session for the purpose of conducting business, unless, for the convenience of Members, the Chairman shall set some other day for a meeting. Additional meetings may be held at the Chairman’s request or if requested by five Members.

(b) Hearings of any Subcommittee may be held on request by the Chairman, in consultation with the Ranking Minority Member, of any Subcommittee involved. In no case shall a hearing be conducted with less than twenty-four hours’ notice. Any document or report that is the subject of a hearing shall be provided to the Members of the Committee or the Subcommittee involved at least 24 hours before the hearing unless the Chair and Ranking Member determine otherwise.

(c) Each witness who is to appear before the Committee or any Subcommittee shall file with the Committee or Subcommittee, at least 24 hours in advance of the hearing, a written statement of his or her testimony in as many copies as the Chairman of the Committee or Subcommittee directs.

(d) No staff member may question a witness at a hearing.

BUSINESS MEETING PROCEDURES

Rule 5. (a) A legislative measure, nomination, or other matter included on the agenda of the next following business meeting of the full Committee if a written request by a Member of the Committee for such inclusion has been filed with the Chairman of the Committee at least one week prior to such meeting. Nothing in this rule shall be construed to limit the authority of the Chairman to disapprove a legislative measure, nomination, or other matter on the Committee agenda in the absence of such request.

(b) The agenda for any business meeting of the Committee shall be published to each Member and made available to the public at least three days prior to such meeting, and no new item may be added after the agenda is so published except by the approval of a majority of the Members of the Committee on matters included on the public agenda. The Chairman shall promptly notify absent Members of any action taken by the Committee on matters not included on the public agenda.

(c) As warranted, the Chairman, in consultation with the Ranking Member, may impose a filing deadline for first degree amendments for any legislative business meeting of the Committee.

QUORUMS

Rule 7. (a) A roll call of the Members shall be taken upon the request of any Member. Any Member who does not vote on any roll call shall have the opportunity to have his or her position recorded in the appropriate Committee record or Committee report.

(b) Proxy voting shall be permitted on all matters, except that proxies may not be counted for the purpose of determining the presence of a quorum. Unless further limited, a proxy shall be exercised only upon the date for which it is given and upon the items published in the agenda for that date.

(c) The Committee may set forth the vote on the motion to report the measure or matter involved. Unless the Committee directs otherwise, the report will not be presented to the Senate unless the Committee has voted on the amendments offered during Committee consideration. Any Member who did not vote on any roll call shall have the opportunity to have his or her position recorded in the appropriate Committee record or Committee report.

(d) The Committee vote to report a measure on which it has an interest, the Senate shall be referred the staff of the Committee to make necessary technical and clerical corrections in the measure.

SUBCOMMITTEES

Rule 8. (a) The number of Members assigned to each Subcommittee and the division between Majority and Minority Members shall be fixed by the Chairman in consultation with the Ranking Minority Member.

(b) Assignment of Members to Subcommittees shall be in accordance with the preferences of the Members. No Member will receive assignment to a second Subcommittee until, in order of seniority, all Members of the Committee have been assigned to one Subcommittee, and no Member shall receive assignment to a third Subcommittee until, in order of seniority, all Members have been assigned to two Subcommittees.

(c) Any Member of the Committee may sit with any Subcommittee during its hearings, but shall not have the authority to vote on any matters before the Subcommittee unless he or she is a Member of such Subcommittee.

NOMINATIONS

Rule 9. At any hearing to confirm a Presidential nomination, the testimony of the nominee and, at the request of any Member, any other witness shall be under oath. Every nominee shall submit the financial disclosure report filed pursuant to title I of the Ethics in Government Act of 1978. Such report is made available to the public.

INVESTIGATIONS

Rule 10. (a) Neither the Committee nor any of its Subcommittees may undertake an investigation unless specifically authorized by the Chairman and the Ranking Minority Member for a majority of all the Members of the Committee.

(b) A witness called to testify in an investigation shall be informed of the matter under investigation, given a copy of these rules, given the opportunity to make a brief and relevant oral statement before or after questioning, and be permitted to have counsel of his or her choosing present during his or her testimony at any public or closed hearing, or at any unscheduled interview, to advise the witness of his or her legal rights.

(c) For purposes of this rule, the term “investigation” shall not include a review or study undertaken pursuant to paragraph 8 of Rule XXVI of the Standing Rules of the Senate or a preliminary inquiry, undertaken at the direction of the Chairman or the Ranking Member, intended to determine whether there is substantial credible evidence that would warrant an investigation.

SWORD TESTIMONY

Rule 11. Witnesses in Committee or Subcommittee hearings may be required to give testimony under oath. The Chairman or Ranking Minority Member of the Committee or Subcommittee deems such to be necessary. If one or more witnesses at a hearing are required to testify under oath, all witnesses at such hearing shall be required to testify under oath.
Rule 12. The Chairman shall have authority to issue subpoenas for the attendance of witnesses or the production of memoranda, documents, records, or other materials (1) with the agreement of the Ranking Minority Member, (2) when authorized by a majority of all the Members of the Committee, or (3) when within the scope of an investigation authorized by a majority of the Committee.

CONFIDENTIAL TESTIMONY

Rule 13. No confidential testimony taken by or any report of the proceedings of a closed Committee or Subcommittee meeting shall be made in whole or in part or by way of summary, unless authorized by a majority of all the Members of the Committee at a business meeting called for the purpose of making such a determination.

DEFAMATORY STATEMENTS

Rule 14. Any person whose name is mentioned or who is specifically identified in, or who believes that testimony or other evidence presented at, an open Committee or Subcommittee hearing tends to defame him or her or otherwise adversely affect his or her reputation may file with the Committee for its consideration and action a sworn statement of facts relevant to such testimony or evidence.

BROADCASTING OF HEARINGS OR MEETINGS

Rule 15. Any meeting or hearing by the Committee or any Subcommittee which is open to the public may be covered in whole or in part by way of summary, unless authorized by a majority of all the Members of the Committee at a business meeting called for the purpose of making such a determination.

CONGRESSIONAL RECORD — SENATE
February 9, 2023

SENATE COMMITTEE ON INDIAN AFFAIRS RULES OF PROCEDURE

Mr. SCHATZ. Mr. President, I ask unanimous consent that the Senate Committee on Indian Affairs rules for the 118th Congress be printed in the Record.

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

Rule 1. The Standing Rules of the Senate, Senate Resolution 4, and the provisions of the Legislative Reorganization Act of 1946, as amended by the Legislative Reorganization Act of 1970, as supplemented by these rules, are adopted as the rules of the Committee to the extent the provisions of such Rules, Resolution, and Acts are applicable to the Committee on Indian Affairs.

Rule 2. The Committee shall meet on Wednesday while the Congress is in session for the duration of the Congress, unless the Chairman shall set some other day for a meeting. Additional meetings may be called by the Chairman as he or she may deem necessary.

OPEN HEARINGS AND MEETINGS

Rule 3(a). Hearings and business meetings of the Committee shall be open to the public except when the Chairman by a majority vote orders a closed hearing or meeting.

(b). Except as otherwise provided in the Rules of the Senate, no record, either oral or written, of any hearing or meeting of the Committee shall be kept except as authorized by a majority of the Members of the Committee.

HEARING PROCEDURE

Rule 4(a). Public notice, including notice to Members of the Committee, shall be given of the date, place, and subject matter of any hearing to be held by the Committee at least one week in advance of such hearing unless, at the concurrence of the Vice Chairman, determinates that holding the hearing would be non-controversial or that special circumstances require expedited procedures.

(c). Each Member shall be limited to five (5) minutes of questioning of any witness at any hearing until such time as all Members attending the hearing so desire have had an opportunity to ask questions the witness unless the Committee shall decide otherwise.

(d). The Chairman, in consultation with the Vice Chairman, may authorize remote hearings via video conference.

BUSINESS MEETING AGENDA

Rule 5(a). Any legislative measures or subject shall be included in the agenda of the next following business meeting of the Committee if a written request by a Member for consideration of such subject has been filed with the Chairman of the Committee at least one week prior to such meeting.

Rule 7(a). A recorded vote of the Members shall be taken upon the request of any Member.

OPEN CONGRESSIONAL RECORD — SENATE

February 9, 2023

VOTING

Rule 7(a). A recorded vote of the Members shall be taken upon the request of any Member.

(b). A measure may be reported without a recorded vote from the Committee unless an objection is made by any Member, in which case a recorded vote by the Members shall be required. A Member shall have the right to have his or her additional views included in the Committee report on the measure in accordance with Senate Rule XXVI 10.

CONFIDENTIAL TESTIMONY

Rule 8(a). Witnesses in Committee hearings who are required to give testimony shall be deemed under oath.

(b). At any hearing to confirm a Presidential nomination, the testimony of the nominee, at the request of any other witnesses that come before the Committee shall also be under oath. Every nominee shall submit a questionnaire on forms to be provided by the Committee, ethics agreement, and public financial disclosure report, (OGE Form 278 or a successor form) which shall be sworn to by the nominee as to its completeness and accuracy and be accompanied by a letter issued by the nominee within five (5) days immediately preceding the hearing affirming that nothing has changed in the personal status or documents since the documents were originally filed with the Committee. The public financial disclosure report shall be made available to the public by the Committee unless the Committee, in executive session, determines that special circumstances require a full or partial exception to this rule.

DEFAMATORY STATEMENTS

Rule 9. No confidential testimony taken by, or confidential material presented to the Committee, or any report of the proceedings of a closed Committee hearing or business meeting shall be made public in whole or in part, or by way of summary, unless authorized by a majority of all the Members of the Committee at a business meeting called for the purpose of making such a determination.

OPEN CONGRESSIONAL RECORD — SENATE

February 9, 2023

VOTING

Rule 10. At any hearing to confirm a Presidential nomination, the testimony of the nominee at the request of any other witnesses that come before the Committee shall also be under oath. Every nominee shall submit a questionnaire on forms to be provided by the Committee, ethics agreement, and public financial disclosure report, (OGE Form 278 or a successor form) which shall be sworn to by the nominee as to its completeness and accuracy and be accompanied by a letter issued by the nominee within five (5) days immediately preceding the hearing affirming that nothing has changed in the personal status or documents since the documents were originally filed with the Committee. The public financial disclosure report shall be made available to the public by the Committee unless the Committee, in executive session, determines that special circumstances require a full or partial exception to this rule.

CONFIDENTIAL TESTIMONY

Rule 9. No confidential testimony taken by, or confidential material presented to the Committee, or any report of the proceedings of a closed Committee hearing or business meeting shall be made public in whole or in part, or by way of summary, unless authorized by a majority of all the Members of the Committee at a business meeting called for the purpose of making such a determination.

DEFAMATORY STATEMENTS

Rule 10. At any hearing to confirm a Presidential nomination, the testimony of the nominee at the request of any other witnesses that come before the Committee shall also be under oath. Every nominee shall submit a questionnaire on forms to be provided by the Committee, ethics agreement, and public financial disclosure report, (OGE Form 278 or a successor form) which shall be sworn to by the nominee as to its completeness and accuracy and be accompanied by a letter issued by the nominee within five (5) days immediately preceding the hearing affirming that nothing has changed in the personal status or documents since the documents were originally filed with the Committee. The public financial disclosure report shall be made available to the public by the Committee unless the Committee, in executive session, determines that special circumstances require a full or partial exception to this rule.

BROADCASTING OF HEARINGS OR MEETINGS

Rule 11. Any meeting or hearing by the Committee which is open to the public may be conducted by way of summary, unless authorized by a majority of the Members of the Committee.