

legislation “in its entirety and including annexes” by the standing committee to which it is referred. Past intelligence authorization bills have included an unclassified portion and one or more classified annexes.

I request that I be consulted with regard to any unanimous consent or time agreements regarding this bill.

Thank you for your assistance.

Sincerely,

CARL LEVIN,  
Chairman.

#### VOTE EXPLANATION

Mr. BROWNBACK. Mr. President, I regret that I was unable to vote the evening of January 18 on a very significant amendment offered by my colleague from Utah. During consideration of S. 1 last week, I was concerned with section 220 of the bill, which would have severely undermined the ability of Americans to be informed about what is happening here in the Capitol and, thereby, to petition the Congress with their thoughts. I applaud Senator BENNETT for offering his amendment to strike these so-called grassroots lobbying provisions from the ethics reform bill, and I thank Senate Republican Leader MCCONNELL and Senator BENNETT for their leadership in ensuring this amendment's success. I ask that the RECORD reflect that, had I been here, I would have voted in favor of Senator BENNETT's amendment No. 20 last Thursday night.

Additionally, I applaud the Senate's careful consideration and passage of S. 1, the Legislative Transparency and Accountability Act. Although I was unable to attend the vote on final passage of S. 1, I support the bill and hope that a conference to resolve differences between the House and Senate passed bills is convened soon. Scandals involving lobbyists and members of Congress from both sides of the aisle have shaken the American public's confidence in Congress's ability to do business objectively and judiciously. Although S. 1 fails to address transparency for so-called 527 organizations and fails to provide the President the authority to veto wasteful pork projects, passage of this bill is an important step toward broadening transparency in the legislative process, and I look forward to sending a balanced bill to the President's desk. I ask that the RECORD reflect that, had I been here, I would have voted for the bill, just as I voted for a similar ethics reform bill on March 29, 2006.

#### HONORING OUR ARMED FORCES

CAPTAIN BRIAN FREEMAN

Mr. DODD. Mr. President, a month ago, I traveled to Iraq to meet there with our men and women in uniform. One soldier in particular stood out to me, a bright young West Point graduate, CPT Brian Freeman. Our conversation lasted for no more than 5 minutes, and yet I was immediately struck by his outspoken intelligence. “Senator, it is nuts over here. Soldiers

are being asked to do work we're not trained to do,” he told me. “I'm doing work that State Department people are far more prepared to do in fostering democracy, but they're not allowed to come off the bases because it's too dangerous here. It doesn't make any sense.”

Now those words have taken on a tragic resonance. Four days ago, according to media accounts, 30 gunmen disguised as U.S. officials penetrated an Iraqi checkpoint in Karbala. Once inside the Army compound, the reports say, they opened fire and mortally wounded five American soldiers.

On Sunday, Charlotte Freeman was visiting her family in Utah when she found a message on her cell phone. Army chaplains had been to her house in California. The daily e-mails from her husband Brian had stopped. I imagine that few things have more anguish in them than waiting, in suspended fear, for the news of a loved one's death. Late that afternoon, the news came.

So I rise to honor Captain Freeman and to add my voice to his family's prayers. His giving spirit and his self-sacrifice embodied all the best of our Armed Forces, whether he was working to take the son of a Karbala policeman to America for heart surgery or fighting to secure death benefits for the family of his murdered interpreter or organizing a charity to fund medical care for Iraqi children. In his duty as a liaison between the Army and the Government of Karbala Province, he proved every day his dedication to the Iraqi people; the Governor of Karbala praised him as “a soldier and a statesman.”

But the virtues we saw in Brian shone through even clearer to those who loved him: Charlotte, his wife; his 3-year-old son Gunnar and his 14-month-old daughter Ingrid; his father Randy and his stepmother Kathy; his mother and his stepfather, Kathleen and Albert Snyder. “Brian is a beautiful man,” his mother-in-law, Ginny Mills, wrote to me shortly after his death.

“He is loving, funny, and intelligent. He had a spirit in him that saw the good in life. A man who put his life on the line to help those less fortunate than himself. A man who was a loving husband and a devoted father. A man whose daughter will never know him first-hand.”

In the place of a husband and father who will never see his children grow up, Brian Freeman's young family will have to live on with the warm memories of the man who loved them and who risked his life in the service of his country. Memories and words of comfort are so insufficient, so small, next to the flesh and blood. But there is nothing else to put in their place.

I have nothing else to add—except to note that the scenes of grief and comfort in the home of Charlotte Freeman have played themselves out, in some form or another, 3,000 times, in 3,000

families, for 3,000 lives. “Each story is the same,” wrote Ginny Mills. “A wonderful, beautiful soul sacrificed.”

“I cannot understand that this war goes on and on,” she wrote. “It has to stop. It has to stop now and I need to know how to do that.”

May God send comfort to her and to all of Captain Freeman's family and to every family that is bereaved. And may we remember, in every hour of our deliberations, the young lives that bear the burden of the choices we make in this Chamber.

#### COMMITTEE ON ENERGY AND NATURAL RESOURCES RULES OF PROCEDURE

Mr. BINGAMAN. Mr. President, in accordance with rule XXVI, paragraph 2, of the Standing Rules of the Senate, I submit the rules governing the procedure of the Committee on Energy and Natural Resources, which the committee adopted earlier today, 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 SENATE 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 Wednesday 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 called by the Chairman as he may deem necessary.

(b) Hearings of any Subcommittee may be called by the Chairman of such Subcommittee, Provided, That no Subcommittee hearing other than a field hearing, shall be scheduled or held concurrently with a full Committee meeting or hearing, unless a majority of the Committee concurs in such concurrent hearing.

#### OPEN HEARINGS AND MEETINGS

Rule 3. (a) All hearings and business meetings of the Committee and all the hearings of any of its Subcommittees shall be open to the public unless the Committee or Subcommittee involved, by majority vote of all the Members of the Committee or such Subcommittee, orders the hearing or meeting to be closed in accordance with paragraph 5(b) of Rule XXVI of the Standing Rules of the Senate.

(b) A transcript shall be kept of each hearing of the Committee or any Subcommittee.

(c) A transcript shall be kept of each business meeting of the Committee unless a majority of all the Members of the Committee agrees that some other form of permanent record is preferable.

#### HEARING PROCEDURE

Rule 4. (a) Public notice shall be given of the date, place, and subject matter of any hearing to be held by the Committee or any Subcommittee at least one week in advance of such hearing unless the Chairman of the full Committee or the Subcommittee involved determines that the hearing is non-

controversial or that special circumstances require expedited procedures and a majority of all the Members of the Committee or the Subcommittee involved concurs. 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 every Member of the Committee or Subcommittee involved at least 72 hours before the hearing unless the Chairman and Ranking Member determine otherwise.

(b) 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 prescribes.

(c) Each Member shall be limited to five minutes in the questioning of any witness until such time as all Members who so desire have had an opportunity to question the witness.

(d) The Chairman and Ranking Minority Member of the Committee or Subcommittee or the Ranking Majority and Minority Members present at the hearing may each appoint one Committee staff member to question each witness. Such staff member may question the witness only after all Members present have completed their questioning of the witness or at such other time as the Chairman and the Ranking Majority and Minority Members present may agree. No staff member may question a witness in the absence of a quorum for the taking of testimony.

#### BUSINESS MEETING AGENDA

Rule 5. (a) A legislative measure, nomination, or other matter shall be included on the agenda of the next following business meeting of the full Committee if a written request 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 of the Committee to include 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 provided to each Member and made available to the public at least three days prior to such meeting, and no new items may be added after the agenda is so published except by the approval of a majority of all the Members of the Committee on matters not included on the public agenda. The Staff Director shall promptly notify absent Members of any action taken by the Committee on matters not included on the published agenda.

#### QUORUMS

Rule 6. (a) Except as provided in subsections (b) and (c), eight Members shall constitute a quorum for the conduct of business of the Committee.

(b) No measure or matter shall be ordered reported from the Committee unless twelve Members of the Committee are actually present at the time such action is taken.

(c) One Member shall constitute a quorum for the purpose of conducting a hearing or taking testimony on any measure or matter before the Committee or any Subcommittee.

#### VOTING

Rule 7. (a) A rollcall of the Members shall be taken upon the request of any Member. Any Member who does not vote on any rollcall at the time the roll is called, may vote (in person or by proxy) on that rollcall at any later time during the same business meeting.

(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) Each Committee report shall set forth the vote on the motion to report the measure or matter involved. Unless the Committee directs otherwise, the report will not set out any votes on amendments offered during Committee consideration. Any Member who did not vote on any rollcall shall have the opportunity to have his position recorded in the appropriate Committee record or Committee report.

(d) The Committee vote to report a measure to the Senate shall also authorize 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, insofar as possible, reflect 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 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) 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 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 a statement of his financial interests, including those of his spouse, his minor children, and other members of his immediate household, on a form approved by the Committee, which shall be sworn to by the nominee as to its completeness and accuracy. A statement of every nominee's financial interest shall be made available to the public on a form approved by the Committee unless the Committee in executive session determines that special circumstances require a full or partial exception to this rule.

#### INVESTIGATIONS

Rule 10. (a) Neither the Committee nor any of its Subcommittees may undertake an investigation or preliminary inquiry unless specifically authorized by a majority of all the Members of the Committee.

(b) A witness called to testify in an investigation or inquiry shall be informed of the matter or matters 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 unsworn interview, to advise the witness of his or her legal rights.

(c) For purposes of this rule, the terms "investigation" and "preliminary inquiry" shall not include a review or study undertaken pursuant to paragraph 8 of Rule XXVI of the Standing Rules of the Senate or an initial review of any allegation of wrongdoing intended to determine whether there is substantial credible evidence that would war-

rant a preliminary inquiry or an investigation.

#### SWORN TESTIMONY

Rule 11. Witnesses in Committee or Subcommittee hearings may be required to give testimony under oath whenever 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.

#### SUBPOENAS

Rule 12. No subpoena for the attendance of a witness or for the production of any document, memorandum, record, or other material may be issued unless authorized by a majority of all the Members of the Committee, except that a resolution adopted pursuant to Rule 10(a) may authorize the Chairman, with the concurrence of the Ranking Minority Member, to issue subpoenas within the scope of the authorized investigation.

#### 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 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 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 otherwise adversely affect his 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 television broadcast, radio broadcast, or still photography. Photographers and reporters using mechanical recording, filming, or broadcasting devices shall position their equipment so as not to interfere with the seating, vision, and hearing of Members and staff on the dais or with the orderly process of the meeting or hearing.

#### AMENDING THE RULES

Rule 16. These rules may be amended only by vote of a majority of all the Members of the Committee in a business meeting of the Committee: Provided, That no vote may be taken on any proposed amendment unless such amendment is reproduced in full in the Committee agenda for such meeting at least three days in advance of such meeting.

### COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS RULES OF PROCEDURE

Mr. LIEBERMAN. Mr. President, pursuant to the requirements of rule XXVI, section 2, of the Standing Rules of the Senate, I ask unanimous consent to have printed in the RECORD the rules of the Committee on Homeland Security and Governmental Affairs for the 110th Congress adopted by the committee on January 24, 2007.

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