

AMENDMENT TO THE RULES OF THE COMMITTEE ON OVERSIGHT AND
GOVERNMENT REFORM OFFERED BY REP. CUMMINGS

Strike subsection (d) of Rule 12 and insert the following:

“(d)(1) With the concurrence of the ranking minority member, unless exceptional circumstances exist, authorize and issue subpoenas as provided in House Rule XI, clause 2(m), in the conduct of any investigation or activity or series of investigations or activities within the jurisdiction of the committee.

(2) If the Chairman determines that exceptional circumstances described in paragraph (1) exist, he shall notify all committee members within three days in writing of such determination, and such notification shall include a detailed explanation of:

(A) the exceptional circumstances requiring the authorization and issuance of the subpoena without the concurrence of the ranking minority member or authorization by a vote of the committee;

(B) all efforts by the Chairman and the committee staff to contact the ranking minority member and the minority staff and why such efforts were unsuccessful;

(C) the specific reasons that obtaining the concurrence of the ranking minority member or authorization by a vote of the committee would prevent the committee from obtaining the information sought by the subpoena.