

may, during the One Hundred Fourth Congress, also serve as a member of the Committee on Foreign Relations, but in no event may such Senator serve, by reason of this subdivision, as a member of more than three committees listed in paragraph 2.

A Senator who on the date this subdivision is agreed to is serving on the Committee on Banking, Housing, and Urban Affairs, and the Committee on Energy and Natural Resources, may, during the One Hundred Fourth Congress, also serve as a member of the Committee on Foreign Relations, but in no event may such Senator serve, by reason of this subdivision, as a member of more than three committees listed in paragraph 2.

A Senator who on the date this subdivision is agreed to is serving on the Committee on Commerce, Science, and Transportation, and the Committee on Labor and Human Resources, may, during the One Hundred Fourth Congress, also serve as a member of the Committee on Foreign Relations, but in no event may such Senator serve, by reason of this subdivision, as a member of more than three committees listed in paragraph 2.

SENATE RESOLUTION 30—MAKING MAJORITY PARTY APPOINTMENTS TO CERTAIN STANDING COMMITTEES

Mr. GRASSLEY (for Mr. DOLE) submitted the following resolution; which was considered and agreed to:

S. RES. 30

Resolved, That the following shall constitute the majority party's membership on the following standing committees for the 104th Congress, or until their successors are chosen:

Committee on Energy and Natural Resources: Mr. Murkowski, Mr. Hatfield, Mr. Domenici, Mr. Nickles, Mr. Craig, Mr. Thomas, Mr. Kyl, Mr. Grams, Mr. Jeffords, and Mr. Burns.

Committee on Environmental and Public Works: Mr. Chafee, Mr. Warner, Mr. Smith, Mr. Faircloth, Mr. Kempthorne, Mr. Inhofe, Mr. Thomas, Mr. McConnell and, Mr. Bond.

Committee on Foreign Relations: Mr. Helms, Mr. Lugar, Mrs. Kassebaum, Mr. Brown, Mr. Coverdell, Ms. Snowe, Mr. Thompson, Mr. Thomas, Mr. Grams, and Mr. Ashcroft.

AMENDMENTS SUBMITTED

OUTER CONTINENTAL SHELF DEEP WATER ROYALTY RELIEF ACT

JOHNSTON AMENDMENT NO. 2

(Ordered to be referred to the Committee on Energy and Natural Resources.)

Mr. JOHNSTON submitted an amendment to the bill (S. 158) to provide for the energy security of the Nation through the production of domestic oil and gas resources in deep water on the Outer Continental Shelf in the Gulf of Mexico, and for other purposes; as follows:

At the end of S. ___ add a new section as follows, numbered appropriately:

"SEC. ___ FINANCIAL RESPONSIBILITY.—Sec. 1016(c)(1) of the Oil Pollution Act of 1990 (Pub. L. 101-380) is amended by adding "up to" before "\$150 million".

THE CONGRESSIONAL ACCOUNTABILITY ACT OF 1995

LEVIN (AND OTHERS) AMENDMENT NO. 3

Mr. LEVIN (for himself, Mr. WELLSTONE, Mr. MCCAIN, Mr. GLENN, Mr. FEINGOLD, and Mr. LAUTENBERG) proposed an amendment to the bill (S. 2) to make certain laws applicable to the legislative branch of the Federal Government; as follows:

At the end of the bill, add the following:

TITLE ___—LOBBYING AND GIFT REFORM SEC. ___01. LOBBYING REGULATION AND DISCLOSURE.

It is the sense of the Senate that the current lobbying regulation and disclosure laws are flawed and inadequate and that as soon as possible during the first session of the 104th Congress, the Senate should adopt legislation to reform these laws.

SEC. ___02. AMENDMENTS TO SENATE RULES.

Rule XXXV of the Standing Rules of the Senate is amended to read as follows:

"1. (a) No Member, officer, or employee of the Senate shall accept a gift, knowing that such gift is provided by a lobbyist registered under the Federal Regulation of Lobbying Act or any successor statute or an agent of a foreign principal registered under the Foreign Agents Registration Act.

"(b) The prohibition in subparagraph (a) includes the following:

"(1) Anything provided by a lobbyist or an agent of a foreign principal which is paid for, charged to, or reimbursed by a client or firm of such lobbyist or agent of a foreign principal.

"(2) Anything provided by a lobbyist or an agent of a foreign principal to an entity that is maintained or controlled by a Member, officer, or employee.

"(3) A charitable contribution (as defined in section 170(c) of the Internal Revenue Code of 1986) made by a lobbyist or an agent of a foreign principal on the basis of a designation, recommendation, or other specification of a Member, officer, or employee (not including a mass mailing or other solicitation directed to a broad category of persons or entities).

"(4) A contribution or other payment by a lobbyist or an agent of a foreign principal to a legal expense fund established for the benefit of a Member, officer, or employee.

"(5) A charitable contribution (as defined in section 170(c) of the Internal Revenue Code of 1986) made by a lobbyist or an agent of a foreign principal in lieu of an honorarium to a Member, officer, or employee.

"(6) A financial contribution or expenditure made by a lobbyist or an agent of a foreign principal relating to a conference, retreat, or similar event, sponsored by or affiliated with an official congressional organization, for or on behalf Members, officers, or employees.

"(c) The following are not gifts subject to the prohibition in subparagraph (a):

"(1) Anything for which the recipient pays the market value, or does not use and promptly returns to the donor.

"(2) A contribution, as defined in the Federal Election Campaign Act of 1971 (2 U.S.C. 431 et seq.) that is lawfully made under that Act, or attendance at a fundraising event sponsored by a political organization described in section 527(e) of the Internal Revenue Code of 1986.

"(3) Food or refreshments of nominal value offered other than as part of a meal.

"(4) Benefits resulting from the business, employment, or other outside activities of

the spouse of a member, officer, or employee, if such benefits are customarily provided to others in similar circumstances.

"(5) Pension and other benefits resulting from continued participation in an employee welfare and benefits plan maintained by a former employer.

"(6) Informational materials that are sent to the office of a Member, officer, or employee in the form of books, articles, periodicals, other written materials, audiotapes, videotapes, or other forms of communication.

"(d)(1) A gift given by an individual under circumstances which make it clear that the gift is given for a nonbusiness purpose and is motivated by a family relationship or close personal friendship and not by the position of the Member, officer, or employee shall not be subject to the prohibition in subparagraph (a).

"(2) A gift shall not be considered to be given for a nonbusiness purpose if the individual giving the gift seeks—

"(A) to deduct the value of such gift as a business expense on the individual's Federal income tax return, or

"(B) direct or indirect reimbursement or any other compensation for the value of the gift from a client or employer of such lobbyist or agent of a foreign principal.

"(3) In determining if the giving of a gift is motivated by a family relationship or close personal friendship, at least the following factors shall be considered:

"(A) The history of the relationship between the individual giving the gift and the recipient of the gift, including whether or not gifts have previously been exchanged by such individuals.

"(B) Whether the gift was purchased by the individual who gave the item.

"(C) Whether the individual who gave the gift also at the same time gave the same or similar gifts to other Members, officers, or employees.

"2. (a) In addition to the restriction on receiving gifts from registered lobbyists, lobbying firms, and agents of foreign principals provided by paragraph 1 and except as provided in this Rule, no Member, officer, or employee of the Senate shall knowingly accept a gift from any other person.

"(b)(1) For the purpose of this Rule, the term 'gift' means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item having monetary value. The term includes gifts of services, training, transportation, lodging, and meals, whether provided in kind, by purchase of a ticket, payment in advance, or reimbursement after the expense has been incurred.

"(2) A gift to the spouse or dependent of a Member, officer, or employee (or a gift to any other individual based on that individual's relationship with the Member, officer, or employee) shall be considered a gift to the Member, officer, or employee if it is given with the knowledge and acquiescence of the Member, officer, or employee and the Member, officer, or employee has reason to believe the gift was given because of the official position of the Member, officer, or employee.

"(c) The restrictions in subparagraph (a) shall not apply to the following:

"(1) Anything for which the Member, officer, or employee pays the market value, or does not use and promptly returns to the donor.

"(2) A contribution, as defined in the Federal Election Campaign Act of 1971 (2 U.S.C. 431 et seq.) that is lawfully made under that Act, or attendance at a fundraising event sponsored by a political organization described in section 527(e) of the Internal Revenue Code of 1986.