

Draft Proposed Rules: *In the Matter of Governor Eric Greitens*

Hearings and meetings. Hearings and meetings of the Committee shall be scheduled by the Chairman and conducted in accordance with the House Rules. Each member of the Committee and Governor Greitens shall be given at least 24 hours written notice of any hearing or meeting of the Committee, including the time, place and subject matter of the hearing or meeting and the identity of any witness whose testimony may be offered. The Committee shall also post notice of such meetings and hearings publicly 24 hours in advance.

Issuance of subpoenas. The Chairperson of the Committee, Counsel for the Office of the Governor and Counsel for Governor Greitens individually may request that the Speaker issue subpoenas in the name of the Committee requiring a person or persons to appear before the Committee and be questioned in reference to any matter within the scope of the proceedings being conducted by the Committee. The Chairperson of the Committee, Counsel for the Office of the Governor, and Counsel for Governor Greitens individually may also request that the Speaker issue subpoenas duces tecum in the name of the Committee requiring any person to appear before the Committee and bring with him or her any materials, including but not limited to, books, records, papers, documents, electronic data, electronic mail, videotapes, video recordings, audio recordings, still photographs, and other materials.

Conduct of meetings and hearings. All meetings and hearings of the Committee shall be public, except that a meeting or hearing may be closed if a majority of the members of the Committee determine, by publicly recorded ballot, that the public interest so requires. Counsel for the Office of the Governor and counsel for Governor Greitens individually shall be entitled to attend any such closed hearings and meetings.

Right to counsel. Each witness may be accompanied by counsel of his or her own choosing who may advise the witness as to his or her rights, subject to reasonable limitations that the Chairperson may prescribe to prevent obstruction of or interference with the orderly conduct of the hearing. Any witness at a hearing, or his or her counsel, may submit to the Committee proposed questions to be asked of the witness and may submit other information relevant to the proceedings of the Committee.

Testimony. The Committee shall cause a recording to be made of all meetings and proceedings. The record shall include discussions and debate among Committee members, rulings of the Chair, any objections to such rulings, questions of the Committee, questions of counsel to the Committee, questions of counsel for the Office of the Governor and counsel to Governor Greitens, the testimony of

witnesses, sworn written statements submitted to the Committee, copies of subpoenas, notices, and such other matters as the Committee may direct.

All testimony given or adduced at the hearing shall be under oath.

Counsel for the Office of the Governor and for Governor Greitens individually may question and cross-examine any witness called by the Committee at the conclusion of the witness' direct testimony and after all members of the Committee have had an opportunity to pose questions of the witness. Counsel for the Office of the Governor and Governor Greitens individually may call witnesses and offer other evidence for consideration by the Committee. Counsel for the Committee and members of the Committee may question any witness called by the Office of the Governor or Governor Greitens at the conclusion of the witness's testimony. Any testimony or evidence adduced by or on behalf of the Office of the Governor or Governor Greitens shall be made a part of the record of proceedings maintained by the Committee.

Any person called as a witness, or his or her counsel, may file with the Committee, for incorporation into the record of the hearing, sworn written statements relevant to the purpose, subject matter, or scope of the Committee's proceedings.

Documentary evidence. When documentary evidence is to be offered at any hearing or meeting, copies shall be made available to each member of the Committee and to counsel for the Office of the Governor and Governor Greitens not less than 24 hours in advance unless good cause is shown for later disclosure, in which case copies shall be given to the Committee and counsel for the Office of the Governor and Governor Greitens as soon as practicable prior offering such documents into evidence.

Evidentiary questions. All procedural questions regarding the conduct of the hearings, including the relevance and admissibility of evidence, shall be determined by the Chair. Counsel for the Office of the Governor and Governor Greitens individually shall have a right to be heard with respect to any evidentiary issues. Any member may move to overrule a ruling of the Chair. The Chair's ruling shall be sustained unless a majority of those members present and voting vote to overrule the Chair.

Committee record. Any and all materials created by or submitted to the Committee during the course of its work shall be inventoried and stored with the Clerk of the House as the Committee record. A copy of the Committee records shall be made available to all House members and to Counsel for the Office of the Governor and for Governor Greitens individually.

Summations. Following the conclusion of evidence, counsel to the Committee, counsel for the Office of the Governor and counsel for Governor Greitens

shall be permitted to make presentations, both orally and in writing, to the Committee, subject to reasonable limitations by the Chair as to length.