

## HOUSE RESOLUTION NO. 5565

1 WHEREAS, on February 27, 2018, the Speaker of the House of  
2 Representatives appointed the Special Investigative Committee on  
3 Oversight:

4 NOW THEREFORE BE IT RESOLVED that the Special Investigative  
5 Committee on Oversight shall investigate allegations against Governor  
6 Eric R. Greitens and report back to the House of Representatives. The  
7 Speaker shall designate a chair and vice-chair of such special  
8 committee; and

9 BE IT FURTHER RESOLVED that the special committee shall conduct  
10 its investigation and report back to the House of Representatives  
11 within forty days of such committee being appointed, except that the  
12 committee may approve extensions of such time limit for specified  
13 numbers of days; and

14  
15 BE IT FURTHER RESOLVED that the House of Representatives, under  
16 the authority given in Section 18, Article III of the Constitution of  
17 Missouri, may adopt rules of procedure for the hearings and  
18 investigations of the special committee and that the Rules of the  
19 House of Representatives, Ninety-ninth General Assembly, shall apply  
20 to the special committee as such rules are appropriate and not in  
21 conflict with the rules adopted herein for such hearings and  
22 investigations; and

23 BE IT FURTHER RESOLVED that the special committee shall meet at  
24 such times and places as the chair deems necessary to conduct its  
25 duties expressed in this resolution; and

26 BE IT FURTHER RESOLVED that the members of the special committee  
27 shall be reimbursed for their actual and necessary expenses connected  
28 with the investigation from the contingent fund of the House of  
29 Representatives under section 21.230, RSMo. Witness fees for any  
30 witness subpoenaed to appear, under section 21.400, RSMo, as a part of  
31 this investigation shall be paid from the contingent fund of the House  
32 of Representatives. The Speaker of the House of Representatives shall  
33 appoint messengers to serve necessary subpoenas, under section 21.400,  
34 RSMo, and any fees for the service of such subpoenas shall be paid  
35 from the contingent fund of the House of Representatives at the rate  
36 prescribed by section 491.280, RSMo; and

37 BE IT FURTHER RESOLVED that staff shall be provided to support  
38 the special committee. The special committee may, if it deems it  
39 necessary, hire independent investigators, special counsel, court  
40 reporters, and such other personnel as it deems advisable to assist

1 its investigation, pursuant to Rule 20 of the House of  
2 Representatives, Ninety-ninth General Assembly. The cost of such  
3 personnel shall be paid from the contingent fund of the House of  
4 Representatives; and

5 BE IT FURTHER RESOLVED that all members of the House of  
6 Representatives shall be reimbursed for their per diem expenses as  
7 provided by law; and

8 BE IT FURTHER RESOLVED that the expenses payable under this  
9 resolution shall not be paid to any member who qualifies for any other  
10 type of reimbursement; and

11 BE IT FURTHER RESOLVED that, upon approval of the Speaker of the  
12 House of Representatives, the expenses of the members of the House of  
13 Representatives be paid from the contingent fund of the House of  
14 Representatives; and

15 BE IT FURTHER RESOLVED that we, the members of the Missouri House  
16 of Representatives, Ninety-ninth General Assembly, Second Regular  
17 Session, hereby adopt the following rules of procedure to govern the  
18 hearings and investigations held under the authority of this  
19 resolution:

20 RULE 1

21 Any hearings upon such issue shall be commenced at such time and  
22 place as determined by the chair. Recesses and adjournments shall be  
23 determined by the chair. The special committee shall be allowed to  
24 meet or conduct hearings during the session of the House of  
25 Representatives without requesting leave of the House of  
26 Representatives.

27 RULE 2

28 Any hearings shall be open to the public and press, except that  
29 the chair, in his or her discretion, may close all or a portion of  
30 such hearings to hear the testimony of certain witnesses or review  
31 evidence. At the conclusion of the investigation the committee shall  
32 prepare a transcript of the hearings, except that the chair, in his or  
33 her discretion, may order that the identity of certain witnesses,  
34 certain testimony, or certain evidence be redacted, blurred, or  
35 obfuscated in a manner to protect the identity or privacy of any  
36 witness. The chair shall determine whether cameras or other audio or  
37 visual recording devices and ancillary lighting and electrical  
38 equipment shall be allowed at such hearings and to the extent and in  
39 the manner determined by the chair.

40 RULE 3

1 Only appointed members of the special committee and the special  
2 counsel to the committee may question witnesses.

3 RULE 4

4 Only persons called as witnesses by the special committee may  
5 testify as witnesses. Any other person desiring to testify as a  
6 witness may petition the committee for permission to testify by  
7 presenting a written statement of the substance of the proposed  
8 testimony to the chair within twenty-four hours prior to the  
9 testimony. The chair shall have discretion of whether to allow such  
10 person to testify as a witness, but all members of the special  
11 committee may examine the written statement presented to the chair by  
12 the person desiring to testify as a witness.

13 RULE 5

14 All witnesses shall testify under the following oath, which shall  
15 be administered by the chair:

16 "Do you solemnly swear (of affirm) that the testimony you shall  
17 give in the hearing now pending before this committee shall be the  
18 truth, the whole truth, and nothing but the truth, so help you God?"

19 RULE 6

20 Formal rules of evidence shall not apply to the hearings. The  
21 committee may compel the attendance of witnesses and the production of  
22 any paper or document, enforce obedience of its orders, preserve  
23 order, and punish in a summary way contempt of and disobedience to its  
24 authority. The sergeant-at-arms of the House of Representatives,  
25 under direction of the committee, shall execute the lawful orders of  
26 the committee and may employ such aid and assistance as may be  
27 necessary to carry out and enforce such orders.

28 RULE 7

29 Subpoenas for the appearance of witnesses and subpoenas duces  
30 tecum for the production of any paper or document shall be issued by  
31 the Speaker of the House of Representatives, upon request of the  
32 committee, in the manner prescribed by law. A subpoena or subpoena  
33 duces tecum may be enforced by statutory or common law, or by applying  
34 to a judge of the circuit court of Cole County for an order to show  
35 cause why the subpoena or subpoena duces tecum should not be enforced.

36 RULE 8

37 The chair shall preside over the hearings, and shall rule on all  
38 questions regarding the admission or rejection of testimony, decorum,  
39 and procedure in accordance with these rules. The chair may request



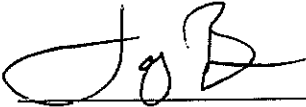
1 assistance from any law enforcement agency to maintain order at the  
 2 hearings and in the hallways and spaces adjoining the hearing area.  
 3 The chair shall rule on any appropriate matter not covered by these  
 4 rules.

5 RULE 9

6 No person who is to testify as a witness before the special  
 7 committee or his or her counsel shall be admitted to the room in which  
 8 the hearing is being conducted until such person is called by the  
 9 committee for such person's testimony.

10 RULE 10

11 No member or staff of the special committee shall discuss  
 12 testimony taken or evidence received by the committee with any  
 13 individual, except as necessary with other members of the special  
 14 committee, the Speaker of the House of Representatives, Speaker Pro  
 15 Tem of the House of Representatives, Majority Floor Leader, Minority  
 16 Floor Leader, or any individual designated by the Speaker of the House  
 17 of Representatives, until such time as the committee has concluded its  
 18 investigation.

19 Introduced By: (Sponsor)  60  
 20 Signature Dist. #

21 REMINDER: Co-sponsors must sign onto a house bill or resolution electronically through a  
 22 house computer or the house WEB Portal (home.house.mo.gov). Please call the office of the  
 23 Assistant Chief Clerk at (573) 751-4503 if you have questions.