

Congress, upon which the appointment of the majority and minority party members of the standing committees of the Senate is initially completed.⁶⁹

⁶⁹ Note that the Senate Rules do not require the Senate Budget Committee to include members of other standing committees, as does this House rule. See *supra* pp. 21-25 and note 48. Senators Kassebaum and Inouye have submitted interesting proposals to reconstitute the Budget Committee to include the Chairmen of other standing committees. See S. Res. 66, 102d Cong., 1st Sess., 137 CONG. REC. S2507, S2532-37 (daily ed. Feb. 28, 1991) (creating a new "Committee on National Priorities" to perform the duties of the Budget Committee); S. Res. 131, 101st Cong., 1st Sess., 135 CONG. REC. S5612, S5722-28 (daily ed. May 18, 1989) (same); S. Res. 260, 100th Cong., 1st Sess., 133 CONG. REC. S10,937 (daily ed. July 30, 1987) (same); S. 1362, 100th Cong., 1st Sess. § 6, 133 CONG. REC. S8147-53 (daily ed. June 16, 1987) (transferring the duties of the Budget Committee to a reconstituted Appropriations Committee).

Section 2 of S. Res. 9, 94th Cong., 1st Sess., 121 CONG. REC. S19,371 (daily ed. Nov. 5, 1975), repealed subsections (d) and (e). S. Res. 9 set forth the requirements for open committee meetings for committees generally that now appear at paragraph (5)(b) of rule XXVI of the Standing Rules of the Senate. Until S. Res. 9 repealed it, subsection (d) was codified at 2 U.S.C. § 190a-3. As originally enacted in 1974, subsections (d) and (e) read as follows:

(d) Each meeting of the Committee on the Budget of the Senate, or any subcommittee thereof, including meetings to conduct hearings, shall be open to the public, except that a portion or portions of any such meeting may be closed to the public if the committee or subcommittee, as the case may be, determines by record vote of a majority of the members of the committee or subcommittee present that the matters to be discussed or the testimony to be taken at such portion or portions —

(1) will disclose matters necessary to be kept secret in the interests of national defense or the confidential conduct of the foreign relations of the United States;

(2) will relate solely to matters of committee staff personnel or internal staff management and procedure;

(3) will tend to charge an individual with crime or misconduct, to disgrace or injure the professional standing of an individual, or otherwise to expose an individual to public contempt or obloquy, or will represent a clearly unwarranted invasion of the privacy of an individual;

(4) will disclose the identity of any informer or law enforcement agent or will disclose any information relating to the investigation or prosecution of a criminal offense that is required to be kept

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