

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4947

To amend title 28, United States Code, to establish additional requirements regarding appointment of an independent counsel.

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IN THE HOUSE OF REPRESENTATIVES

AUGUST 12, 1994

Mr. BRYANT introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend title 28, United States Code, to establish additional requirements regarding appointment of an independent counsel.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. CONFLICT OF INTEREST; COMMUNICATION**

4       Section 593(b)(2) of title 28, United States Code, is  
5       amended—

6               (1) by inserting after the second sentence the  
7       following: “In keeping with the purposes of this  
8       chapter, the division of the court shall appoint as  
9       independent counsel an individual who is without

1 any real or apparent personal, financial, or political  
2 conflict of interest.”;

3 (2) by adding at the end the following: “Any  
4 communication with the division of the court or any  
5 member of such division regarding the qualifications  
6 or suitability of an individual to serve as independ-  
7 ent counsel shall be made in writing. No member of  
8 such division shall engage in oral communication re-  
9 garding such matters with any individual other than  
10 an individual who is a member, or on the staff, of  
11 such division or who is being considered for appoint-  
12 ment as an independent counsel. The division of the  
13 court shall make any such written communication a  
14 part of the proceedings and available for review by  
15 the public.

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