

H. RES. \_\_\_\_  
PROVIDING FOR THE ESTABLISHMENT OF THE SELECT COMMITTEE ON THE EVENTS  
SURROUNDING THE 2012 TERRORIST ATTACK IN BENGHAZI.

SECTION-BY-SECTION ANALYSIS

*Section 1. Establishment.*

This section provides for the establishment of the Select Committee.

*Section 2. Composition.*

This section provides that the Speaker will appoint 12 Members to the Select Committee, five of whom will be appointed after consultation with the minority leader, that the Speaker will appoint the chair of the Select Committee, and that vacancies that may occur are to be filled in the same manner as the original appointment.

*Section 3. Investigation and Report on the Events Surrounding the 2012 Terrorist Attack in Benghazi.*

This section establishes the scope of the Select Committee's investigation and provides that the Select Committee must report its findings to the House. This section also provides that the Select Committee may issue interim reports and that any report issued by the Select Committee may contain a classified annex.

The scope of the Select Committee's investigation includes, but is not limited to, security decisions and military posture prior to the attack, the terrorist attack that occurred in Benghazi on September 11, 2012, the Executive Branch's response to the attack, the Executive Branch's efforts to identify and bring to justice the perpetrators of the attack on U.S. facilities in Benghazi, Libya on September 11, 2012, the Executive Branch's response to congressional inquiries and subpoenas, recommendations for improving executive branch cooperation and compliance with congressional oversight, and lessons learned from the attacks and efforts to protect United States facilities and personnel abroad.

*Section 4. Procedure.*

Subsection (a) provides that the Select Committee may study sources and methods of entities related to the scope of the investigation provided for in section 3. The covered entities are limited to the Central Intelligence Agency, the Director of National Intelligence, and the National Intelligence Program as defined in section 3(6) of the National Security Act of 1947.

Subsection (b) provides the Select Committee with access to classified information and provides that the Select Committee, including all staff and contractors, must properly handle classified information to prevent unauthorized disclosures.

Subsection (c) establishes how certain provisions of House rule XI (Committee Procedure) will apply to the Select Committee. Specifically, the Rules Committee intends that section 4 of the resolution, in conjunction with the standing rules of the House, shall comprise the Select Committee's rules and the adoption of separate written rules is not necessary. However, nothing in the resolution prohibits the Select Committee from adopting additional rules should it deem them necessary. This subsection provides the chair of the Select Committee with subpoena and deposition authority consistent with the authorities provided to the chair of the Committee on Oversight and Government Reform. This subsection also provides that the Select Committee must use the same procedures to close a hearing as is required of the Permanent Select Committee on Intelligence. This subsection establishes quorums for certain orders of business and provides that the chair may recognize Members to question witnesses for longer than five minutes and recognize committee staff to question a witness.

*Section 5. Records; Staff; Funding.*

This section provides that any committee of the House of Representatives having custody of records in any form relating to the matters described in section 3 must transfer such records to the Select Committee within 14 days of the adoption of this resolution. Such records shall become the records of the Select Committee. This section also authorizes committee funding and staff for the Select Committee.

*Section 6. Dissolution and Disposition of Records.*

This section provides that the Select Committee will cease to exist 30 days after filing its final report and that the Speaker will designate which committee(s) will take possession of Select Committee's records.