

Rayburn Room off the floor of the House he does not have to be there with that intent and he is violating the law.

Mr. FALLON. The reason for including the Rayburn Room in the bill is because the Senate put their Marble Room into the bill.

If there is that distinction in the Senate side we should have something comparable on the House side.

Mr. SNYDER. Mr. Waldie's point is well taken but we should not ask this witness "why." He didn't draw the bill.

I think he is doing a good job for us in explaining what the bill would do legally. I don't think we should expect him to know the answer to why a word is or is not in this bill.

Mr. WALDIE. I didn't really want an answer. I assumed when I asked the question that there really was no answer to it. I asked the question to point out what I think are some ambiguities.

Mr. SNYDER. Since he did not draw the bill he would not really know why.

Mr. WALDIE. In a criminal statute there should not be ambiguities.

Mr. BRESS. I don't think that is an ambiguity, sir. I think to defend that provision the only justification is that there is the desire on the part of the drafters of the two sections to throw a cloak of greater safety and integrity, if you want to use that word, around the House and gallery than it does around committee rooms.

Mr. WALDIE. One final question and I will ask no more, I assure you. Why is the gallery language, actions that take place in the gallery, why are they treated differently from actions taking place around the floor and in the Rayburn Room? The qualification in the other areas states "Unless such person is authorized," and so on. Are there different standards for conduct in the gallery from conduct in the Rayburn Room or on the floor?

Mr. BRESS. There appears to be a difference.

Mr. WALDIE. What is the difference?

Mr. BRESS. The difference is that with respect to the floor of the House there is the provision for modification by rules; whereas there is no such provision—

Mr. SCHWENGEL. Mr. Chairman?

I am having trouble hearing, Mr. Chairman.

Would the witness speak up, please?

Mr. BRESS. Paragraph 2, as I understand the question, why is there different treatment given to the floor than to the gallery?

Mr. WALDIE. Is there a different treatment or do you say the same thing in different ways?

Mr. BRESS. I believe so. This talks about the rules to enter or remain in the gallery which may be made by the House, entry or remaining in the gallery in violation of those rules is an offense.

Mr. WALDIE. That is the same thing in the cloakroom.

Mr. BRESS. Yes.

Mr. WALDIE. You could have omitted 2 and added the word "gallery" in 1 and have the same effect.

Mr. BRESS. I think so.

Mr. WALDIE. I have no further questions.

Mr. BRESS. Mr. Chairman, there is one proposed change that I would like to make if you would like me to state it, a change in the proposed bill.

Mr. FALLON. What is the point again?