

119TH CONGRESS
1ST SESSION

S. _____

To require agencies to repeal ten existing regulations before issuing a new regulation, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mr. SCOTT of Florida introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To require agencies to repeal ten existing regulations before issuing a new regulation, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “Regulation Decimation
5 Act”.

6 **SEC. 2. REPEAL OF REGULATIONS REQUIRED BEFORE**

7 **ISSUANCE OF A NEW RULE.**

8 (a) **DEFINITIONS.**—In this section:

1 (1) AGENCY.—The term “agency” has the
2 meaning given that term in section 551 of title 5,
3 United States Code.

4 (2) MAJOR RULE.—The term “major rule” has
5 the meaning given that term in section 804 of title
6 5, United States Code.

7 (3) RULE.—The term “rule” has the meaning
8 given that term in section 551 of title 5, United
9 States Code.

10 (4) STATE.—The term “State” means each of
11 the several States, the District of Columbia, each
12 territory or possession of the United States, and
13 each federally recognized Indian Tribe.

14 (b) REQUIREMENT FOR RULE.—An agency may not
15 issue a rule unless such agency has repealed 10 or more
16 rules described in subsection (e) that, to the extent prac-
17 ticable, are related to the rule.

18 (c) REQUIREMENT FOR MAJOR RULE.—

19 (1) REPEAL REQUIRED.—An agency may not
20 issue a major rule unless—

21 (A) such agency has repealed 10 or more
22 rules described in subsection (e) that, to the ex-
23 tent practicable, are related to the major rule;
24 and

1 (B) the cost of the new major rule is less
2 than or equal to the cost of the rules repealed.

3 (2) CERTIFIED COST.—For any rule issued in
4 accordance with paragraph (1), the Administrator of
5 the Office of Information and Regulatory Affairs of
6 the Office of Management and Budget must have
7 certified that the cost of the new major rule is equal
8 to or less than the cost of the rules repealed.

9 (d) PUBLICATION REQUIRED.—Any rule repealed
10 under subsection (b) or (c) shall be published in the Fed-
11 eral Register.

12 (e) APPLICABILITY.—This section—

13 (1) applies to any rule or major rule that im-
14 poses a cost or responsibility on a nongovernmental
15 person or a State or local government; and

16 (2) shall not apply to any rule or major rule—

17 (A) that relates to the internal policy or
18 practice of an agency or procurement by the
19 agency; or

20 (B) that is being revised to be less burden-
21 some to decrease requirements imposed by the
22 rule or cost of compliance.

23 (f) REVIEW OF AGENCY RULES.—Not later than 90
24 days after the date of the enactment of this Act, the head
25 of each agency shall submit to Congress and the Director

1 of the Office of Management and Budget a report that
2 includes a review of each rule of the agency that identifies
3 whether that rule is costly, ineffective, duplicative, or out-
4 dated, including a list of any other unnecessary regulatory
5 restriction of the agency that is costly, ineffective, duplica-
6 tive, or outdated.

7 (g) REPORT ON RULES.—Not later than 5 years after
8 the date of enactment of this Act, the President shall sub-
9 mit to Congress a report on the number of rules in effect
10 and the status of the reduction of rules over the previous
11 5 years.