

117TH CONGRESS
1ST SESSION

S. 969

To establish Federal Regulatory Review Commissions, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 25, 2021

Mr. PAUL introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To establish Federal Regulatory Review Commissions, 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 “Coronavirus Regu-
5 latory Repeal Act of 2021”.

6 **SEC. 2. REPEAL OR MODIFICATION OF REGULATIONS DUR-**
7 **ING THE EMERGENCY PERIOD.**

8 Any regulation waived or modified during the emer-
9 gency period shall be repealed or modified, as applicable,
10 the day after the expiration of the emergency period and
11 thereafter, unless a Federal Regulatory Review Commis-

1 sion recommends the regulation should not be repealed or
2 modified, as applicable, and a law is enacted confirming
3 the recommendation.

4 **SEC. 3. FEDERAL REGULATORY REVIEW COMMISSIONS.**

5 (a) **ESTABLISHMENT.**—There are established Com-
6 missions to be known as the “Federal Regulatory Review
7 Commissions”.

8 (b) **MEMBERS.**—Each Commission shall be composed
9 of members of the congressional committee of each juris-
10 diction and the head of each agency under the jurisdiction
11 of that committee (in this Act referred to as the “mem-
12 bers”).

13 (c) **INFORMATION.**—Members may obtain informa-
14 tion from individuals with expertise in the operations and
15 regulations of government programs.

16 (d) **DUTIES OF THE COMMISSIONS.**—

17 (1) **REVIEW OF FEDERAL REGULATIONS.**—Not
18 later than 2 months after the date of the enactment
19 of this Act, each Commission shall submit to the
20 Speaker of the House of Representatives and the
21 majority leader of the Senate an official rec-
22 ommendation, on the repeal or modification of each
23 regulation waived or modified during the emergency
24 period. Each regulation waived or modified during
25 the emergency period shall remain waived or modi-

1 fied, as applicable, during the review period by the
2 Commission.

3 (2) EXTENSION.—The deadline in paragraph
4 (1) may be extended for an additional month if the
5 Congress enacts legislation extending such deadline
6 by a vote of a majority of the House of Representa-
7 tives and the Senate.

8 (e) REPORT TO CONGRESS.—

9 (1) AGENCY REPORT ON REGULATIONS.—Not
10 later than 1 month after the date of the enactment
11 of this Act, the head of each agency shall submit to
12 each congressional committee of jurisdiction a report
13 that includes—

14 (A) an analysis of whether or not the agen-
15 cy can function without the regulation or with
16 the modified regulation, as applicable; and

17 (B) an analysis of whether the regulation
18 should be restored to its original state before
19 the emergency period or should remain repealed
20 or modified, as applicable.

21 (2) PUBLIC COMMENT PERIOD REQUIRED.—The
22 head of an agency shall provide a public comment
23 period before submitting a report pursuant to para-
24 graph (1).

1 (f) CONGRESSIONAL RECOMMENDATION.—Not later
2 than 1 month after receiving a report from the head of
3 each agency pursuant to subsection (e), each committee
4 shall submit to the Speaker of the House of Representa-
5 tives and the majority leader of the Senate an official rec-
6 ommendation on whether or not the repealed or modified
7 regulation should be re-established.

8 (g) SUNSET OF COMMISSIONS.—The Commissions
9 established in this section shall terminate on the final day
10 of the final recommendation by each committee.

11 **SEC. 4. DEFINITIONS.**

12 In this Act:

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

16 (2) EMERGENCY PERIOD.—The term “emer-
17 gency period” means the duration of a public health
18 emergency declared pursuant to section 319 of the
19 Public Health Service Act (42 U.S.C. 247d) as a re-
20 sult of confirmed cases of 2019 novel coronavirus
21 (COVID–19), including any renewal thereof.

22 (3) REGULATION.—The term “regulation” has
23 the meaning given the term “rule” under section
24 551 of title 5, United States Code.

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