

117TH CONGRESS
1ST SESSION

H. R. 4047

To direct the head of each agency to repeal at least two rules before adopting a proposed rule, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 22, 2021

Mr. C. SCOTT FRANKLIN of Florida (for himself, Mr. CAWTHORN, Mr. JOHNSON of Ohio, Ms. SALAZAR, Mr. JACKSON, Mr. GOSAR, Mr. MOORE of Alabama, Mrs. GREENE of Georgia, Mr. BIGGS, Mr. PERRY, and Ms. HERRELL) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To direct the head of each agency to repeal at least two rules before adopting a proposed rule, 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 “Cutting Unnecessary
5 Regulatory Burdens Act”.

1 **SEC. 2. REPEAL OF REGULATIONS REQUIRED BEFORE THE**
2 **ADOPTION OF A PROPOSED RULE.**

3 (a) IN GENERAL.—Prior to, or at the time of, the
4 promulgation of any major rule, the head of an agency
5 shall repeal not less than 2 rules under the jurisdiction
6 of that agency to offset the costs of the major rule.

7 (b) INCREMENTAL COST ALLOWANCE.—The head of
8 an agency may not issue a rule that exceeds the total cost
9 of the rules identified for repeal unless required by law
10 or approved in writing by the Director of the Office of
11 Management and Budget.

12 (c) EXCEPTIONS.—This section shall not apply to any
13 rule related to the following:

14 (1) The Armed Forces.

15 (2) National security.

16 (3) The foreign affairs function of the United
17 States.

18 (4) Any major rule related to agency organiza-
19 tion, procedure, practice, management, or personnel.

20 (d) DEFINITIONS.—In this section:

21 (1) AGENCY.—The term “agency” has the
22 meaning given such term in section 551 of title 5,
23 United States Code.

24 (2) DIRECTOR.—The term “Director” means
25 the Director of the Office of Management and Budg-
26 et.

1 (3) MAJOR RULE.—The term “major rule” has
2 the meaning given such term in section 804 of title
3 5, United States Code.

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

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