

117TH CONGRESS
1ST SESSION

H. R. 4820

To reduce the number of reports that are political or redundant and to alleviate regulatory burdens on the health care industry, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 29, 2021

Mr. GOOD of Virginia (for himself, Mr. BANKS, Mr. JACKSON, Mr. BIGGS, Ms. HERRELL, and Mr. ROY) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To reduce the number of reports that are political or redundant and to alleviate regulatory burdens on the health care industry, 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 “Health Agency Check-
5 Up Act”.

6 **SEC. 2. COMMISSION ON UNNECESSARY OR WASTEFUL**
7 **HEALTH AGENCY REPORTS.**

8 (a) ESTABLISHMENT.—The Secretary of Health and
9 Human Services, in consultation with the Director of the

1 National Institutes of Health, the Director of the Centers
2 for Disease Control and Prevention, and the Commis-
3 sioner of Food and Drugs, shall establish a Commission
4 on Health Agency Reports and Regulations (in this Act
5 referred to as the “Commission”).

6 (b) COMPOSITION.—

7 (1) IN GENERAL.—The Commission shall be
8 composed of 16 experts on public health, medicine,
9 medical research, and public policy.

10 (2) APPOINTMENT.—Not later than 90 days
11 after the date of the enactment of this Act, members
12 of the Commission shall be appointed as follows:

13 (A) 4 members shall be appointed by the
14 Speaker of the House of Representatives.

15 (B) 4 members shall be appointed by the
16 Majority Leader of the Senate.

17 (C) 4 members shall be appointed by the
18 Minority Leader of the House of Representa-
19 tives.

20 (D) 4 members shall be appointed by the
21 Minority Leader of the Senate.

22 (3) MEMBERSHIP.—Individuals representing
23 the private sector, former Federal agency employees,
24 or current or former State agency employees may
25 serve as members of the Commission. Current Mem-

1 bers of Congress and current Federal agency em-
2 ployees may not serve as members of the Commis-
3 sion.

4 (c) SUBMISSION OF INFORMATION.—Not later than
5 180 days after the date on which all members of the Com-
6 mission have been appointed, the Director of the Centers
7 for Disease Control and Prevention, the Commissioner of
8 Food and Drugs, and the Director of the National Insti-
9 tutes of Health shall each submit a report to the Commis-
10 sion that contains, for the respective agency, the following
11 information:

12 (1) For each fiscal year, beginning with fiscal
13 year 2008, the following:

14 (A) Annual growth of employees, subagen-
15 cies, and budget for such fiscal year.

16 (B) Number and list of reports produced
17 for such fiscal year.

18 (C) Duplicative programs in effect, or re-
19 ports generated during such fiscal year.

20 (D) Number and list of regulations issued
21 during such fiscal year.

22 (E) Number and list of regulatory guid-
23 ance issued during such fiscal year.

24 (2) An overview of how often regulations are re-
25 viewed or rescinded.

1 (3) An overview of reporting requirements with
2 respect to a direct connection between regulations
3 issued by the respective agency and patient safety.

4 (4) An overview of the budget used—

5 (A) for staffing; and

6 (B) on resources to report information.

7 (5) The respective agency head's recommenda-
8 tions for consolidation of programs and reports with-
9 in the respective agency.

10 (d) SELECTION OF REPORTS.—

11 (1) IN GENERAL.—Not later than 120 days
12 after the date on which each report is submitted to
13 the Commission under subsection (c), the Commis-
14 sion shall make a list, from among covered health
15 agency reports, of reporting requirements the Com-
16 mission recommends be modified or eliminated (in-
17 cluding any regulations with respect to those re-
18 ports) and make such list public.

19 (2) SUBMISSION.—Not later than the date the
20 list under paragraph (1) is made public, the Com-
21 mission shall submit a copy of such list to the fol-
22 lowing:

23 (A) The President.

24 (B) Congress.

1 (C) The Director of the Centers for Dis-
2 ease Control and Prevention, the Commissioner
3 of Food and Drugs, and the Director of the Na-
4 tional Institutes of Health.

5 (3) CONSIDERATIONS.—In making rec-
6 ommendations under paragraph (1) with respect to
7 a covered health agency report, the Commission
8 shall consider the following:

9 (A) Whether the report has been identified
10 pursuant to subsection (c) as unnecessary or
11 wasteful.

12 (B) Whether there are duplicative efforts
13 or reports across the agencies referred to in
14 such subsection.

15 (C) Whether there is a private sector orga-
16 nization that fulfills the primary research goals
17 of the agency involved.

18 (D) Whether the regulation, guidance, or
19 report meets the objectives of the core mission
20 of the agency involved.

21 (E) Whether there is another agency that
22 has primary jurisdiction over the issue ad-
23 dressed by the report involved.

24 (e) POWERS OF COMMISSION.—

1 (1) HEARINGS.—The Commission may, for the
2 purpose of carrying out this Act, hold hearings, sit
3 and act at times and places, take testimony, and re-
4 ceive evidence as the Commission considers appro-
5 prium.

6 (2) OBTAINING OFFICIAL DATA.—The Commis-
7 sion may secure directly from any department or
8 agency of the United States information necessary
9 to enable it to carry out this Act.

10 (f) COVERED HEALTH AGENCY REPORT.—In this
11 section, the term “covered health agency report” means
12 a report prepared by the Director of the Centers for Dis-
13 ease Control and Prevention, the Commissioner of Food
14 and Drugs, and the Director of the National Institutes
15 of Health that appears on the list prepared by the Clerk
16 of the House of Representatives for the first session of
17 the One Hundred Seventeenth Congress under clause 2(b)
18 of rule II of the Rules of the House of Representatives
19 (House Document No. 117–4).

20 (g) TERMINATION.—The Commission shall terminate
21 on the date on which recommendations are submitted
22 under subsection (d).

23 **SEC. 3. TERMINATION OF REPORT REQUIREMENTS.**

24 (a) TERMINATION.—

1 (1) IN GENERAL.—Each provision of law re-
2 quiring the submittal to Congress (or any committee
3 of the Congress) of any annual, semiannual, or other
4 regular periodic report specified on the list that the
5 Commission has made public under section 2(d)
6 shall cease to be effective, with respect to that re-
7 quirement, on the date that is 45 days after the date
8 on which the list of reports is made public under
9 section 2(d), unless Congress enacts a joint resolu-
10 tion of disapproval under paragraph (2).

11 (2) CONGRESSIONAL DISAPPROVAL.—Congress
12 may enact a joint resolution of disapproval not later
13 than 45 days after the date on which the list of re-
14 ports is submitted under section 2(d).

15 (b) IMPLEMENTATION.—Beginning on the date that
16 is 45 days after the date on which the list of reports is
17 made public under section 2(d), the Agencies will have one
18 year to implement the recommendations submitted under
19 section 2(d)(2).

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