

92ND CONGRESS
2ND SESSION

H. R. 54

To set rules letting the President appoint officials, limit
acting positions' duration.

IN THE HOUSE OF REPRESENTATIVES OF THE
UNITED STATES
5th of April, 2024

Speaker LuckyVinick (for himself) has introduced the following bill; which shall be read on the House floor and referred to the appropriate committee.

AN ACT

To set rules letting the President appoint officials, limit
acting positions' duration.

*Be it enacted by the Senate and House of Representatives
of the United States in Congress Assembled.*

SEC. 1—SHORT TITLE

- (a) This piece of legislation shall be referred to as
***“Responsible Executive Powers Act” or as
“REPA 24”***

SEC. 2—GENERAL PROVISIONS

- (a) Any part of any act, joint resolution, memorandum or codified law that conflicts with this act shall be deemed null and void.
- (b) This act shall be servable, in which, if any provision of this act is found unconstitutional the rest of the act shall be in full effect unless also found unconstitutional.
- (c) This act shall go into effect immediately.

SEC. 3—EXECUTIVE APPOINTMENT AND ACTING POSITIONS GUIDELINES

- (a) In addition to the existing provisions of the U.S. Code and federal law, the President of the United States, or his delegate inside the senior leadership of the federal executive department in question, can directly appoint and dismiss up to three Under Secretaries and up to three Assistant Secretaries, to each existing federal executive department. The said Under Secretaries and Assistant Secretaries have their duties prescribed by the President.
- (b) Individuals appointed as Under Secretaries or Assistant Secretaries under (a) of this section cannot serve as Under Secretaries or Assistant Secretaries in more than two federal executive departments at the same time, unless appointed to the role of Under Secretary or Assistant Secretary under other existing provisions of the U.S. Code and federal law.
- (c) In addition to existing legislation and precedent, the President of the United States can directly appoint or dismiss no more than two Assistant Directors, Heads of Operation or the equivalent, regardless of their title, in any federal agencies under the executive branch. Such appointees have their duties prescribed by the President of the United States, and no individual shall be appointed under this clause in more than two federal agencies to the same position or its equivalent.

- (d) The President of the United States can make direct appointments to executive positions, in an acting capacity, as following:
- (i) Such acting appointments include members of Cabinet, sub-cabinet, agency directors, deputy directors and high command positions inside agencies and other executive public entities nominated by the President, with the exception of judicial appointments.
 - (ii) No same individual can hold an acting position for more than 14 days in a row.
 - (iii) Acting appointees are not mandatorily also the nominees for said position.
 - (iv) Acting appointees enjoy the full legal and Constitutional powers of their office, or as decided by the President, unless otherwise stated by federal law or existing fundamental law clauses. Acting appointees do not have the full position title.
 - (v) If no nomination to the said acting position was made by the time the third acting term of 14 days expires, the President of the United States is mandated to nominate a candidate or to keep the said executive office that has been acting vacant, under the penalty of an impeachable high crime or misdemeanor.