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
4 SECTION 1. SHORT TITLE.
5 This Act may be cited as the “Coronavirus Regu-
6 latory Repeal Act of 2021”.
7
8 SEC. 2. REPEAL OR MODIFICATION OF REGULATIONS DUR-
9 ING THE EMERGENCY PERIOD.
10 Any regulation waived or modified during the emer-
11 gency period shall be repealed or modified, as applicable, the day after the expiration of the emergency period and thereafter, unless a Federal Regulatory Review Commis-
sion recommends the regulation should not be repealed or modified, as applicable, and a law is enacted confirming the recommendation.

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

(a) **ESTABLISHMENT.**—There are established Commissions to be known as the “Federal Regulatory Review Commissions”.

(b) **MEMBERS.**—Each Commission shall be composed of members of the congressional committee of each jurisdiction and the head of each agency under the jurisdiction of that committee (in this Act referred to as the “members”).

(c) **INFORMATION.**—Members may obtain information from individuals with expertise in the operations and regulations of government programs.

(d) **DUTIES OF THE COMMISSIONS.**—

(1) **REVIEW OF FEDERAL REGULATIONS.**—Not later than 2 months after the date of the enactment of this Act, each Commission shall submit to the Speaker of the House of Representatives and the majority leader of the Senate an official recommendation, on the repeal or modification of each regulation waived or modified during the emergency period. Each regulation waived or modified during the emergency period shall remain waived or modi-
fied, as applicable, during the review period by the Commission.

(2) EXTENSION.—The deadline in paragraph (1) may be extended for an additional month if the Congress enacts legislation extending such deadline by a vote of a majority of the House of Representatives and the Senate.

(c) REPORT TO CONGRESS.—

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

(A) an analysis of whether or not the agency can function without the regulation or with the modified regulation, as applicable; and

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of whether the regulation should be restored to its original state before the emergency period or should remain repealed or modified, as applicable.

(2) PUBLIC COMMENT PERIOD REQUIRED.—The head of an agency shall provide a public comment period before submitting a report pursuant to paragraph (1).
(f) **CONGRESSIONAL RECOMMENDATION.**—Not later than 1 month after receiving a report from the head of each agency pursuant to subsection (e), each committee shall submit to the Speaker of the House of Representatives and the majority leader of the Senate an official recommendation on whether or not the repealed or modified regulation should be re-established.

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

**SEC. 4. DEFINITIONS.**

In this Act:

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

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

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