

119TH CONGRESS
2D SESSION

S. 5153

To require a quorum of Federal Trade Commissioners to undertake certain rulemaking and policymaking actions, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 28, 2026

Mr. CURTIS introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

A BILL

To require a quorum of Federal Trade Commissioners to undertake certain rulemaking and policymaking actions, 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 “Federal Trade Com-
5 mission Governance Reform Act”.

6 **SEC. 2. QUORUM FOR RULEMAKING AND OTHER COMMIS-**
7 **SION ACTIVITIES.**

8 (a) AMENDMENT.—The first section of the Federal
9 Trade Commission Act (15 U.S.C. 41) is amended by
10 striking the period in the penultimate sentence and insert-

1 ing “, except that the Commission shall maintain a
 2 quorum of not fewer than 3 Commissioners before taking
 3 any Commission action that establishes, revises, or re-
 4 scinds generally applicable policy, guidance, or interpreta-
 5 tions concerning the administration or enforcement of any
 6 provision of law enforced by the Commission, including—

7 “(1) initiating, advancing, rescinding, or com-
 8 pleting any rulemaking proceeding, regardless of
 9 whether such rulemaking proceeding is conducted
 10 under chapter 5 of title 5, United States Code, the
 11 Magnuson-Moss Warranty—Federal Trade Commis-
 12 sion Improvement Act (15 U.S.C. 2301 et seq.), or
 13 any other statutory authority;

14 “(2) adopting, amending, or rescinding any pol-
 15 icy statement, interpretive rule, industry guide, or
 16 enforcement policy statement; and

17 “(3) adopting, amending, or rescinding any
 18 other formal Commission action that establishes, re-
 19 vises, or rescinds generally applicable policy, guid-
 20 ance, or interpretations concerning the administra-
 21 tion or enforcement of any provision of law enforced
 22 by the Commission.”.

23 (b) EFFECTIVE DATE.—The amendment made by
 24 subsection (a) shall take effect on January 20, 2029.

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